

COURT OF CHANCERY  
OF THE  
STATE OF DELAWARE

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Re: *In re Tesla, Inc. Deriv. Litig.*,  
Cons. & Coordinated C.A. No. 2024-0631-KSJM

*The Police and Fire Ret. Sys. of the City of Detroit v. Musk et al.*,  
C.A. No. 2020-0477-KSJM

*Wagner v. Musk et al.*,  
C.A. No. 2022-0953-KSJM

Dear Counsel:

This letter addresses the motions for my recusal and to randomly reassign two of the three above-referenced actions.

The motion for recusal rests on a false premise—that I support a LinkedIn post about Mr. Musk, which I do not in fact support. I am not biased against the defendants in these actions. In fact, I dismissed a suit against Mr. Musk just last year.<sup>1</sup> The motion for recusal is denied.

But the motion for reassignment is granted—I will reassign each of the three above-referenced actions. As should be obvious, disproportionate media attention surrounding a judge’s handling of an action is detrimental to the administration of justice. Fortunately, the Court of Chancery is far greater than any one person. I

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<sup>1</sup> See *Khalid v. Musk*, 2025 WL 2017504 (Del. Ch. July 18, 2025), *reargument denied*, 2025 WL 2253498 (Del. Ch. Aug. 7, 2025), *reargument denied*, 2025 WL 2677127 (Del. Ch. Sep. 18, 2025).

have complete faith in the Vice Chancellors' abilities to adjudicate these matters.  
And three of them will.

Please contact my Chambers to obtain a time for the random reassignment.  
All counsel are welcome to attend. But each of the individuals who signed the motion  
for reassignment or the joinder in that motion must appear to witness what they  
requested.

IT IS SO ORDERED.

Sincerely,

*/s/ Kathaleen St. Jude McCormick*

Chancellor

cc: Register in Chancery  
All counsel of record (by File&ServeXpress)