

AMENDMENT TO CONSENT DECREE

United States of America v. ZAP, Case No. 1:13-cv-00646-RMC

In accordance with Paragraph 26 of the Consent Decree between the United States of America and ZAP (collectively, the “Parties”) entered in the above-referenced case on July 16, 2013 (“Consent Decree”), the Parties hereby agree as follows:

1. The Consent Decree shall be, and hereby is, modified by striking Paragraph 11 thereof and replacing it with the following:

11. For each and every MY 2008 ZAP Xebra owner, as evidenced by the vehicle’s state-issued title, which may include reassignments, who requests a refund of \$3,100 in accordance with the terms of the owner notification letter, which letter is referenced above in paragraph 7 and attached as Exhibit A, ZAP shall pay the owner \$3,100 (per vehicle) by bank cashier’s check no later than April 30, 2014. More particularly, with regard to timing of payments, ZAP shall process the requests on a rolling basis. In no event shall ZAP pay each eligible owner in full later than April 30, 2014. ZAP may condition payment on the owner’s transfer of title free and clear of all liens and security interests (as set forth in the owner notification letter attached as Exhibit A) and of possession of the MY 2008 ZAP Xebra to ZAP upon payment.

2. All other provisions of the Consent Decree shall remain the same.

3. This Amendment may be signed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

[Signature pages follow]

Agreed:

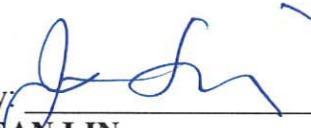
United States of America

STUART F. DELERY
Assistant Attorney General

RONALD C. MACHEN, JR.
United States Attorney

ARTHUR R. GOLDBERG
Assistant Branch Director

Dated: 4/7, 2014

By: 
JEAN LIN
Senior Trial Counsel
U.S. Department of Justice
Civil Division
Federal Programs Branch

Agreed:

ZAP

Dated: 4/1, 2014

By: [Signature]
WANG "ALEX" GANG
Co-Chief Executive Officer
ZAP

Dated: 3/7/14, 2014

By: [Signature]
CHARLES SCHILLINGS
Co-Chief Executive Officer
ZAP

Dated: 4/4, 2014

By: [Signature]
PRISCILLA LU
Chair, Board of Directors
ZAP