



Company Intent to Move Forward with Trade Secret Litigation Against Bot Auto, and Appeal Court's Temporary Injunction Ruling

CreateAI Holdings Inc., formerly TuSimple Holdings Inc. (OTCMKTS: TSPH) (the "Company") acknowledges and respects the Texas Business Court's recent ruling denying our request for temporary injunction against Bot Auto, but disagrees and is presently filing its appeal of that ruling. The Company notes that the ruling pertains only to our request for preliminary relief, and remains committed to protecting our and our shareholders' interests. In addition to our appeal, we will proceed to prosecute our ongoing trade secret misappropriation claims against Bot Auto in Texas, and we will further investigate and pursue all other legal avenues available to ensure the Company's and our shareholders' interests are protected.

Autonomous trucking and AI technology will reshape the freight industry. Since 2015, the Company has been at the forefront of this transformation, delivering many industry firsts. These achievements represent years of hard work by our team and the significant investments of our shareholders. We continue to develop that technology and intend to fully realize the value of the intellectual property and know-how that the Company has developed. The facts of the matter, as partially summarized below, are clear and we are confident that the Company will prevail.

- **Bot Auto's Founder Previously Fired by Board for "Lack of Candor":** On October 30, 2022, Bot Auto's founder – and TuSimple's former co-founder – Xiaodi Hou was terminated as the CEO of TuSimple for "lack of candor and transparency" related to an internal audit committee investigation. In the ongoing proceedings, Hou denied that such a lack of candor to the Board of Directors would constitute any form of wrongdoing, because, as he stated, he believes that "candor is a very subjective matter."
- **Registered Competing Website Domain:** On December 5, 2022, shortly after his termination and while still a member of the Board of Directors of TuSimple, Hou registered the competitive company domain Bot.Auto.
- **Solicitation of TuSimple Employees:** In early 2023, an internal investigation indicated that Hou and other concerted actors were soliciting key employees from TuSimple to join a new venture. One day prior to being interviewed by outside legal counsel in connection with that investigation, Hou resigned as a member of the Board.
- **Concerted Attempt to Cover Up Misuse of Personal Laptops:** From December 2022 to March 2023, several former TuSimple employees, now with Bot Auto, requested waivers to use personal laptops at work. While the waivers were denied, an investigation indicated that TuSimple data, source code, and design information, including trade



secret information, had indeed resided on the personal computers in question. The subsequent solicitation investigation indicated that this was a premeditated plan to fabricate a cover story for the misappropriation of proprietary information by involved individuals.

- **Bot Auto Comes Out of Stealth Mode Using TuSimple's Sensor Suite Technology:** In August 2024, Hou gave an interview to Chinese media about his new company, which until that point had been operating in "stealth mode." Through investigation, TuSimple has confirmed that Bot Auto was testing autonomous trucking technology during the summer of 2024, using hardware design and architecture that substantially mirrors our proprietary sensor suite and perception housing technology.
- **Bot Auto's Autonomous Decision-Making and Redundant Automatic Safety Technology Includes Misappropriated TuSimple Trade Secrets:** As the public record now shows, Bot Auto has stated it would achieve "driver-out" operations within approximately one year after the commencement of its operations, and would achieve "full commercial operations" within two to three years. Bot Auto stated that it would achieve these results with a mere fraction of the capital required by other competitors, and critically, stated that it could do so because, only months after its formation, Bot Auto somehow already had "experience and knowledge about the exact and shortest path to commercialization." As the record now shows, the true explanation is much simpler: Bot Auto has in fact misappropriated key aspects of TuSimple's design, architecture and other trade secret information concerning not only its sensor suite but also its autonomous decision-making technology and its redundant steering and braking systems.
- **Subsequent Explanations By Hou Proven False by Documentary Evidence:** Bot Auto asserted in court, and otherwise in public, that TuSimple did not utilize transformer technology or Kubernetes, and asserted that there are "no similarities" between Bot Auto's technology and business and those of TuSimple. Each of these assertions has been proven false, by documentary records showing the Company has been utilizing Kubernetes and transformer technology since 2019 and 2022 respectively, and showing that in fact Bot Auto's technologies and business model are in many respects outright copies of the Company's.

More information can be found on the record of the proceedings to date before the Houston Division of the Texas Business Court. The Company remains confident that upon these facts of record and many others, it will prevail upon its claims against Bot Auto.



Since Hou's termination by the Board in October 2022, the Company has worked diligently and effectively to resolve regulatory and commercial challenges, and to expand its business and maximize the value to shareholders of its groundbreaking innovations in autonomous driving and artificial intelligence. As the Company and its loyal employees have conducted this work, Bot Auto, under the direction of the Company's former co-founder and certain concerted actors, have misappropriated the Company's trade secrets, to the Company's detriment and for their personal gain. These actions by Bot Auto threaten our shareholders' investments and tarnish the credibility of the self-driving industry, whose safety and national security requirements demand rigorous and orderly custody and protection of key intellectual property. The Company therefore will continue to take decisive legal action against Bot Auto to defend its interests and ensure fair and responsible competition.