## (December 2017 Department of the Treasury

## **Report of Organizational Actions Affecting Basis of Securities**

▶ See separate instructions.

OMB No. 1545-0123

Internal Revenue Service Reporting Issuer Part I 2 Issuer's employer identification number (EIN) 1 Issuer's name 91-2197729 Tesla, Inc. 3 Name of contact for additional information 4 Telephone No. of contact 5 Email address of contact Zachery Jones, Associate Gen. Counsel 650.681.5000 zajones@tesla.com 6 Number and street (or P.O. box if mail is not delivered to street address) of contact 7 City, town, or post office, state, and ZIP code of contact Palo Alto, CA 94304 3500 Deer Creek Road 9 Classification and description 8 Date of action 08/21/2020 Five-for-one Common Stock split 10 CUSIP number 11 Serial number(s) 12 Ticker symbol 13 Account number(s) **TSLA** 88160R101 Organizational Action Attach additional statements if needed. See back of form for additional questions. Part II Describe the organizational action and, if applicable, the date of the action or the date against which shareholders' ownership is measured for the action ► Effective August 21, 2020, Tesla, Inc. authorized a five-for-one stock split of its common shares. As a result of the the stock split, every stockholder of record on August 21, 2020 received four additional shares of common stock for each then-held share, to be distributed after close of trading on August 28, 2020. After the split, and beginning with trading on August 31, 2020, each share was worth one-fifth the price of a share immediately before the split, and each shareholder had five times as many shares. Describe the quantitative effect of the organizational action on the basis of the security in the hands of a U.S. taxpayer as an adjustment per 15 share or as a percentage of old basis ► The stock split will decrease the basis of each whole share of stock issued and outstanding by four-fifths, or 80%. To compute the new basis per share, take the old basis of each whole share and divide by five. The remaining basis will be allocated among the four new shares, so each of the five shares has one-fifth of the basis of the original whole share of stock. Describe the calculation of the change in basis and the data that supports the calculation, such as the market values of securities and the valuation dates ► The five-for-one stock split does not change the total basis of the shares held by the shareholder.

Part I	4	Organizational Action (contin	nued)			
<b>17</b> Lis	st the	applicable Internal Revenue Code se	ection(s) and subsection(s) upon	which the tax treatmer	nt is based ▶	
IRC Sec	tions	305(a), 307(a), 354, 358 and 368(a)	(1)(E)			
<b>18</b> Ca	an any	resulting loss be recognized? ► No.	o loss can be recognized by a	stock split.		
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19 Provide any other information necessary to implement the adjustment, such as the reportable tax year ► N/A						
		r penalties of perjury, I declare that I have				
	belief,	, it is true, correct, and complete. Declara	tion of preparer (other than officer) is	based on all information of	of which prepare	arer has any knowledge.
Sign						
Here	Signa	ture ▶		Date ▶	09/04/2	020
	Print v	your name ► Mark Olson		Title▶	Assistant	t Secretary
Paid		Print/Type preparer's name	Preparer's signature	Date		Check   if PTIN
	VC"					self-employed
Prepa		Firm's name ▶	I			Firm's EIN ▶
Use C	rilly	Firm's address				Phone no.
Send Form 8937 (including accompanying statements) to: Department of the Treasury, Internal Revenue Service, Ogden, UT 84						•