

**UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549**

FORM 8-K

CURRENT REPORT

Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934

Date of Report (Date of earliest event reported): **November 7, 2023**

SIDUS SPACE, INC.

(Exact name of registrant as specified in its charter)

Delaware
(State or other jurisdiction
of incorporation)

001-41154
(Commission
File Number)

46-0628183
(IRS Employer
Identification No.)

150 N. Sykes Creek Parkway, Suite 200
Merritt Island, FL
(Address of principal executive offices)

32953
(Zip Code)

Registrant's telephone number, including area code: **(321) 613-5620**

Not Applicable

(Former name or former address, if changed since last report.)

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions (see General Instructions A.2. below):

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
- Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

Securities registered pursuant to Section 12(b) of the Act:

<u>Title of each class</u>	<u>Trading Symbol(s)</u>	<u>Name of each exchange on which registered</u>
Class A Common Stock, \$0.0001 par value per share	SIDU	Nasdaq Capital Market

Indicate by check mark whether the registrant is an emerging growth company as defined in Rule 405 of the Securities Act of 1933 (§230.405 of this chapter) or Rule 12b-2 of the Securities Exchange Act of 1934 (§240.12b-2 of this chapter).

Emerging growth company

If an emerging growth company, indicate by check mark if the registrant has elected not to use the extended transition period for complying with any new or revised financial accounting standards provided pursuant to Section 13(a) of the Exchange Act.

Item 3.01 Notice of Delisting or Failure to Satisfy a Continued Listing Rule or Standard; Transfer of Listing.

The Nasdaq Stock Market, LLC (“**Nasdaq**”) has previously notified Sidus Space, Inc. (the “**Company**”) that the bid price of its listed securities had closed at less than \$1 per share over the previous 30 consecutive business days, and, as a result, did not comply with Listing Rule 5550(a)(2) (the “**Rule**”). Therefore, in accordance with Listing Rule 5810(c)(3)(A), the **Company** was provided 180 calendar days, or until September 11, 2023, to regain compliance with the **Rule**. Subsequently, on September 12, 2023, the **Company** was provided with an additional 180 days or until March 11, 2024, to regain compliance with the **Rule**.

On November 7, 2023, Nasdaq issued a letter to the **Company** that as of November 6, 2023, it determined that the **Company**’s securities had a closing bid price of \$0.10 or less for ten consecutive trading days. Accordingly, the **Company** is subject to the provisions contemplated under Listing Rule 5810(c)(3)(A)(iii) (the “**Low Priced Stocks Rule**”). As a result, Nasdaq has determined to delist the **Company**’s securities from The Nasdaq Capital Market, on November 16, 2023, unless the **Company** timely requests a hearing before the Nasdaq Hearings Panel (the “**Panel**”). The **Company** intends to request a hearing before the **Panel**, which request will stay any delisting action by Nasdaq at least pending the issuance of the **Panel**’s decision following the hearing and the expiration of any extension period that may be granted by the **Panel**. At the hearing, the **Company** will present its plan to evidence compliance with the **Rule** and request an extension of time within which to do so.

The **Company**’s common stock will continue to trade on The Nasdaq Capital Market under the symbol “**SIDU**” at least pending the ultimate conclusion of the hearing process.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

Dated: November 13, 2023

SIDUS SPACE, INC.

By: /s/ Carol Craig
Name: Carol Craig
Title: Chief Executive Officer
