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UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA
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In re:

Front Sight Management LLC,

Debtor.

## DEBTOR'S SIXTH OMNIBUS OBJECTION TO DUPLICATE CLAIMS

 **IF YOU ARE RECEIVING THIS OMNIBUS OBJECTION IN THE MAIL THEN IT APPLIES TO YOU AND YOU SHOULD READ THIS DOCUMENT IN FULL**Front Sight Management LLC, the chapter 11 debtor herein (the "Debtor"), hereby submits its sixth omnibus objection ("Omnibus Objection") pursuant to Section ${ }^{1} 502$ and Bankruptcy Rule 3007, to the proofs of claim identified herein. After careful review, the Debtor has determined that the proofs of claim listed in the chart herein (collectively, the "Duplicate Claims" and each a "Duplicate Claim") are duplicative of other claims filed by the claimants identified herein

[^0]Case No. 22-11824-abl
Chapter 11

Hearing Date: January 9, 2023
Hearing Time: 9:30 a.m.
(collectively, the "Claimants" and each a "Claimant"). ${ }^{2}$ The Debtor seeks to eliminate the claims that duplicate other claims against the Debtor filed in the above-captioned bankruptcy case. Accordingly, the Debtor objects to the Duplicate Claims and respectfully requests entry of an order substantially in the form attached hereto as Exhibit 2 disallowing and expunging the Duplicate Claims in their entirety pursuant to Section 502(b) and Bankruptcy Rules 3003 and 3007.

## CLAIMANTS RECEIVING THIS OMNIBUS OBJECTION SHOULD LOCATE

## THEIR NAMES AND CLAIMS ON PAGES 3-4.

This Omnibus Objection is made and based upon the following Memorandum of Points and Authorities, the Omnibus Declaration of Ignatius Piazza (the "Piazza Decl.") filed in support of the Omnibus Objection, the papers, pleadings, and other documents on file with the clerk of the Court, and judicial notice of which is respectfully requested pursuant to Federal Rule of Evidence 201, and such other and further evidence as may be provided at the hearing on the Omnibus Objection.

## MEMORANDUM OF POINTS AND AUTHORITIES

## I. JURISDICTION AND VENUE

1. This Court has jurisdiction to consider this matter pursuant to 28 U.S.C. $\S 157$ and 1334 and Local Rule 1001(b)(1).
2. Venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409.
3. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2).
4. The statutory predicates for the relief sought herein are Section 11 U.S.C. §§ 105 and 502, Bankruptcy Rule 3007, and Local Rule 3007.
5. As required by Local Rule 9014.2, the Debtor consents to the entry of final orders or judgments by this Court if it is determined that this Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

## II. STATEMENT OF FACTS

6. On May 24, 2022, the Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code. The Debtor continues to operate its business and manage its financial affairs

[^1]as a debtor in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee or examiner has been appointed in this case.
7. On June 9, 2022, United States Trustee for Region 17 filed its Amended Appointment of the Official Committee of Unsecured Creditors [ECF No. 116].
8. On November 29, 2022, the order confirming the Debtor's second amended chapter 11 plan of reorganization was entered [ECF No. 556] (the "Conformation Order") pursuant to which the "Reorganized Debtor" will have new ownership and membership on the "effective date" of the plan. The Debtor expects the effective date to be December 1, 2022.
9. Pursuant to the Confirmation Order, a liquidating trust ("Trust") will be created to, among other things, oversee and administer general unsecured claims, objections thereto, and ultimately distributions on allowed claims. Amanda Demby of Province, LLC will be the liquidating trustee of the Trust and will take over as the party in interest to all pending claim objections, including this Omnibus Objection.

## III. RELIEF REQUESTED

10. The Debtor has reviewed the proofs of claims filed in this case and has determined that the following claims are duplicate claims as summarized in the following table:

| Claimant | Claim Nos. |  | Date Filed |
| :--- | :---: | :---: | :---: |
| Claim Amounts |  |  |  |
| Blaine Nay | $660-1$ (Duplicate) | $10 / 25 / 2022$ | $\$ 747.00$ |
|  | $661-1$ (Second) | $10 / 25 / 2022$ | $\$ 747.00$ |
| Chad Behrend | $584-1$ (Duplicate) | $10 / 18 / 2022$ | $\$ 1,550.00$ |
|  | $630-1$ (Second) | $10 / 24 / 2022$ | $\$ 1,550.00$ |
| Front Sight Management | $453-1$ (Duplicate) | $10 / 9 / 2022$ | $\$ 2,000.00$ |
| LLC (Charles Schmidt) | $454-1$ (Second) | $10 / 9 / 2022$ | $\$ 2,000.00$ |
| Dean L. Scott | $215-1$ (Duplicate) | $8 / 1 / 2022$ | $\$ 0.00$ |
|  | $216-1$ (Second) | $8 / 1 / 2022$ | $\$ 0.00$ |
| Fran Oswald | $100-1$ (Duplicate) | $6 / 4 / 2022$ | $\$ 3,600.00$ |
|  | $101-1$ (Second) | $6 / 4 / 2022$ | $\$ 3,600.00$ |
| Jason Spielfogel | $557-1$ (Duplicate) | $10 / 17 / 2022$ | $\$ 500.00$ |
|  | $560-1$ (Second) | $10 / 17 / 2022$ | $\$ 500.00$ |
| Kenneth Dye | $635-1$ (Duplicate) | $10 / 24 / 2022$ | $\$ 40,609.00$ |
|  | $672-1$ (Second) | $10 / 26 / 2022$ | $\$ 40,609.00$ |


11. The Debtor proposes allowing the second claim (the "Second Claim") filed by each Claimant and disallowing the Duplicate Claim as each Claimant is entitled to only one of the claims filed by such Claimant.
12. Accordingly, the Debtor requests the following treatment of the Duplicate Claims:

| Claimant | Claim No. |  |
| :--- | :---: | :--- |
| Blaine Nay | $660-1$ | Disallowed in its entirety. |
| Chad Behrend | $584-1$ | Disallowed in its entirety. |
| Front Sight Management LLC (Charles Schmidt) | $453-1$ | Disallowed in its entirety. |
| Dean L. Scott | $215-1$ | Disallowed in its entirety. |
| Fran Oswald | $100-1$ | Disallowed in its entirety. |
| Jason Spielfogel | $557-1$ | Disallowed in its entirety. |
| Kenneth Dye | $635-1$ | Disallowed in its entirety. |
| Kevrin Johnson | $721-1$ | Disallowed in its entirety. |
| Matthew Griffin | $319-1$ | Disallowed in its entirety. |
| Robert James Houchin | $469-1$ | Disallowed in its entirety. |
| Robert James Houchin (Kelly Jocelyn Houchin) | $471-1$ | Disallowed in its entirety. |
| Robert James Houchin (Kelly Jocelyn Houchin) | $472-1$ | Disallowed in its entirety. |
| Scott Sindelar | $382-1$ | Disallowed in its entirety. |

Claimant
Claim No. Proposed Treatment

| Trevor Nunes | $108-1$ | Disallowed in its entirety. |
| :--- | :---: | :--- |
| William Feczko | $213-1$ | Disallowed in its entirety. |
| William Feczko | $214-1$ | Disallowed in its entirety. |

## IV. BASIS FOR RELIEF

13. Bankruptcy Rule 3001(f) provides that a "proof of claim executed and filed in accordance with these rules shall constitute prima facie evidence of the validity and amount of the claim." It is well established in the Ninth Circuit that the initial burden of persuasion for establishing the validity and amount of a proof of claim is upon the claimant. Ashford $v$. Consolidated Pioneer Mortgage (In re Consolidated Pioneer Mortgage), 178 B.R. 222 (9th Cir. BAP 1995), aff'd, 91 F.3d 151 (9th Cir. 1996) (a proof of claim must have a writing attached and include supporting documentation to qualify for presumptive validity). However, the prima facie validity of a claim does not attach unless the claim sets forth the facts necessary to support the claim. Id. at 226.
14. Section 502 authorizes a "party in interest," such as the Debtor, to object to claims. 11 U.S.C. § 502(a). Once the objector raises "facts tending to defeat the claim by probative force equal to that of the allegations of the proofs of claim themselves," then the burden reverts to the claimant to prove the validity of the claim by a preponderance of evidence. Wright v. Holm (In re Holm), 931 F.2d 620, 623 (9th Cir. 1991); In re Consolidated Pioneer Mortgage, 178 B.R. at 226. Indeed, the ultimate burden of persuasion is always on the claimant. In re Holm, 931 F.2d at 623; see also In re Heath, 331 B.R. 424 (9th Cir. BAP 2005) (explaining that a claim that fails to attach supporting documentation is not entitled to be considered as prima facie evidence of validity and amount of claim).
15. "If the creditor does not provide information or is unable to support its claim, then that in itself may raise an evidentiary basis to object to the unsupported aspects of the claim, or even a basis for evidentiary sanctions, thereby coming within Section 502(b)'s grounds to disallow the claim." In re Heath, 331 B.R. 424, 437 (B.A.P. 9th Cir. 2005).
16. Section 502(b)(1) requires disallowance of a claim if "such claim is unenforceable against the debtor and property of the debtor, under any agreement or applicable law for a reason other than because such claim is contingent or unmatured. . ." 11 U.S.C. § 502(b)(1). The "applicable law" referenced in Section 502(b)(1) includes bankruptcy law as well as other federal and state laws. See Cavaliere v. Sapir, 208 B.R. 784, 786-787 (D. Conn. 1997) (providing that "applicable law" includes bankruptcy law). A debtor is therefore allowed to raise any federal or state law defenses to a claim. See In re G.I. Industries, Inc., 204 F.3d 1276, 1281 (9th Cir. 2000) (stating that a claim cannot be allowed under Section 502(b)(1) if it is unenforceable under nonbankruptcy law); Johnson v. Righetti, 756 F.2d 738, 741 (9th Cir. 1985) (finding that the validity of the claim may be determined under state law); In re Eastview Estates II, 713 F.2d 443, 447 (9th Cir. 1983) (applying California law).
17. Regarding duplicate claims, multiple recoveries for an identical claim or injury are disallowed. See Fed. R. Bankr. P. 3007(d)(1) (permitting omnibus objections to duplicate claims). Indeed, "to allow one creditor to assert two dollars in claims for every one dollar of loss from the same debtor violates principles of ratable distribution and offends notions of uniform treatment for creditors." In re Finley, Kumble, Wagner, Heine, Underberg, Manley, Myerson \& Casey, 160 B.R. 882, 894 (Bankr. S.D.N.Y. 1993) (citations omitted). Accordingly, courts routinely disallow claims that are duplicative of previously filed claims. See, e.g., Westfall v. MII Liquidation Inc., 2007 WL 2700951, 1 (S.D. Cal. 2007); In re Drexel Burnham Lambert Group, Inc., 148 B.R. 993, 1001 (S.D.N.Y. 1992); In re Lasky, 364 B.R. 385, 387 (Bankr. C.D. Cal. 2007); In re Schraner, 321 B.R. 738, 741 (Bankr. W.D. Wash. 2005).
18. Here, as set forth herein and in the Piazza Decl., the Duplicate Claims are duplicative of the Second Claims filed by the Claimants in the Debtor's bankruptcy case. Therefore, the Second Claims filed by the Claimants are the only claims that each of the Claimants herein may assert. As such, the Debtor requests that the Duplicate Claims be disallowed, and that the disallowance be applicable and binding for all purposes.
19. Bankruptcy Rule 3007(d)(1) and (e) govern omnibus objections to proofs of claim that duplicate other claims. Bankruptcy Rule 3007(d)(1) specifically allows for omnibus objections to claims if "they duplicate other claims." Fed. R. Bankr. P. 3007(d)(1).
20. The requirements for omnibus objections are contained in Bankruptcy Rule 3007(e), which provides that such objections shall:
(1) state in a conspicuous place that claimants receiving the objection should locate their names and claims in the objection; (2) list claimants alphabetically, provide a cross-reference to claim numbers, and, if appropriate, list claimants by category of claims; (3) state the grounds of the objection to each claim and provide a cross-reference to the pages in the omnibus objection pertinent to the stated grounds; (4) state in the title the identity of the objector and the grounds for the objections; (5) be numbered consecutively with other omnibus objections filed by the same objector; and (6) contain objections to no more than 100 claims.

Fed. R. Bankr. P. 3007(e).
21. This Omnibus Objection falls within the grounds set forth in Bankruptcy Rule 3007(d)(1). Furthermore, each of the requirements set forth in Bankruptcy Rule 3007(e) have been complied with or will be complied with upon the filing of this Omnibus Objection. Therefore, this Omnibus Objection should be sustained, and all Duplicate Claims should be disallowed.

## V. RESERVATION OF RIGHTS

22. The Debtor specifically reserves the right to amend this Omnibus Objection, file additional papers in support of this Omnibus Objection or take other appropriate actions, including, inter alia, to: (a) respond to any allegation or defense that may be raised in a response filed by or on behalf of any of the Claimants or other interested parties; (b) object further to any Claim for which a Claimant provides (or attempts to provide) additional documentation or substantiation; and (c) object further to any of the Claims addressed herein based on additional information that may be discovered upon further review by the Debtor or through discovery pursuant to the Bankruptcy Rules.

## VI. SEPARATE CONTESTED MATTERS

23. Each of the Claims and the Debtor's objections thereto constitute a separate contested matter as contemplated by Bankruptcy Rules 3007 and 9014 and Local Rule 3007. The Debtor requests that any order entered by the Court with respect to a particular Claim objected to in this Omnibus Objection be deemed a separate order with respect to each Claim in accordance with Bankruptcy Rule 3007(1).

## VII. NOTICE

24. The Debtor will serve copies of this Omnibus Objection upon each of the Claimants identified in the chart contained herein at the addresses listed on the disputed Claims, as filed.

## VIII. CONCLUSION

The Debtor respectfully requests that the Court enter an order, substantially in the form attached hereto as Exhibit 2 sustaining the Omnibus Objection and disallowing the Duplicate Claims, and granting such other and further relief as the Court may deem proper and just under the circumstances.

DATED: November 29, 2022

## By:/s/ Jessica S. Wellington

Susan K. Seflin
Jessica S. Wellington
Attorneys for Chapter 11 Debtor

## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/25/2022
Mary A. Schott, Clerk

## Official Form 410 Proof of Claim

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to $\$ 500,000$, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157 , and 3571 .

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim


## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
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FILED

Debtor 2
U.S. Bankruptcy Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/18/2022
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Part 1: Identify the Claim


Official Form 410

Fill in this information to identify the case:
Debtor $1 \quad$ Front Sight Management LLC

Debtor 2
(Spouse, if filing)
United States Bankruptcy Court for the: District of Nevada
Case number 22-11824-abl

## Official Form 410

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

## Part 1: Identify the Claim

1. Who is the current creditor?

2. Has this claim been acquired from someone else?

No
$\square$ Yes. From whom? $\qquad$
3. Where should notices and payments to the creditor be sent?

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)


Where should payments to the creditor be sent? (if different)

## 'STRETTO

OCT 242022
RECEIVED


Uniform claim identifier for electronic payments in chapter 13 (if you use one):
4. Does this claim amend one already filed?

[^2]Filed on $\qquad$
5. Do you know if anyone else has filed a proof of claim for this claim?

[^3]
## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptcy Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824
10/9/2022
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FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
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10/9/2022
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Part 1: Identify the Claim

| 1.Who is the current creditor? | FRONT SIGHT MANAGEMENT LLC |  |
| :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for this claim) |  |
| $\begin{aligned} & \text { 2. Has this claim been } \\ & \text { acquired from } \\ & \text { someone else? } \end{aligned}$ | No <br> Yes. From whom? |  |
| 3. Where should notices and payments to the creditor be sent? <br> Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | Where should notices to the creditor be sent? | Where should payments to the creditor be sent? (if different) |
|  | Name | Name |
|  | C/O DAWN M. CICA, ESQ. <br> CARLYON CICA CHTD <br> 265 E. WARM SPRINGS ROAD, SUITE 107 <br> LAS VEGAS, NV 89119 | 43837 Mira Street |
|  | Contact phone | $\text { Contact phone } 9493222774$ |
|  | Contact email | Contact email $\qquad$ schmidt.chuck@verizon.net |
|  | Uniform claim identifier for electronic payments in chapter 13 (if you use one): |  |
| 4.Does this claim amend one already filed? | No <br> Yes. Claim number on court claims registry (if known) | Filed on |
|  |  |  |
| 5.Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |

Official Form 410

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FILED

Debtor 2
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Debtor 2
U.S. Bankruptcy Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824 6/4/2022

Mary A. Schott, Clerk

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10/17/2022
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## Official Form 410 Proof of Claim

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Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to $\$ 500,000$, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157 , and 3571 .

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim

| 1.Who is the current creditor? | none |  |
| :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for this claim) <br> Other names the creditor used with the debtor |  |
| 2. Has this claim been acquired from someone else? | No <br> Yes. From whom? |  |
| 3.Where should notices and payments to the creditor be sent? <br> Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | Where should notices to the creditor be sent? none <br> Name <br> 99 Sandcastle <br> 99 Sandcastle, <br> Aliso Viejo, CA 92656 <br> Contact phone $\qquad$ <br> Contact email $\qquad$ jspielfogel@gmail.com <br> Uniform claim identifier for electronic payments in chapter 13 | Where should payments to the creditor be sent? (if different) <br> Name <br> Contact phone $\qquad$ <br> Contact email $\qquad$ <br> (if you use one): |
| 4.Does this claim amend one already filed? | No <br> Yes. Claim number on court claims registry (if known) | Filed on |
| 5. Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |

## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/17/2022
Mary A. Schott, Clerk

## Official Form 410 Proof of Claim

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim

| 1.Who is the current creditor? | Jason Spielfogel |  |
| :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for this claim) <br> Other names the creditor used with the debtor |  |
| 2. Has this claim been acquired from someone else? | No <br> Yes. From whom? |  |
| 3.Where should notices and payments to the creditor be sent? <br> Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | Where should notices to the creditor be sent? <br> Jason Spielfogel <br> Name <br> 99 Sandcastle <br> Aliso Viejo, CA 92656 <br> Contact phone 7143100686 <br> Contact email $\qquad$ jspielfogel@gmail.com <br> Uniform claim identifier for electronic payments in chapter 13 | Where should payments to the creditor be sent? (if different) <br> Name <br> Contact phone $\qquad$ <br> Contact email $\qquad$ <br> (if you use one): |
| 4.Does this claim amend one already filed? | No <br> Yes. Claim number on court claims registry (if known) | Filed on |
| 5. Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |

## Fill in this information to identify the case:

Debtor 1 Front Sight Management LLC

Debtor 2
(Spouse, if filing)
United States Bankruptcy Court for the: District of Nevada
Case number 22-11824-abl

## Official Form 410

Proof of Claim
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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

## Part 1: Identify the Claim

|  | Who is the current creditor? | Kenneth R. Dye |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  | Name of the current creditor (the person or entity to be paid for this claim) |  |  |  |
|  |  | Other names the creditor used with the debtor |  |  |  |
|  | Has this claim been acquired from someone else? | No <br> Yes. From whom? |  |  |  |
| 3. | Where should notices and payments to the creditor be sent? | Where should notices to the creditor be sent? <br> Kenneth Dye | Where should payments to the creditor be sent? (if different) |  |  |
|  | Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | $511 \text { Winston ST }$ | Name |  |  |
|  |  | $\begin{aligned} & \text { Fltreet } \\ & \text { Florence } \\ & \text { Flo } \\ & \hline \end{aligned}$ | Number |  |  |
|  |  | City State ZIP Code |  | State | ZIP Code |
|  |  | Contact phone 843-319-7014 | Contact phone | - |  |
|  |  | Contact email beldar67@gmail.com | Contact email | - |  |
|  |  | Uniform claim identifier for electronic payments in chapter 13 (if you use one): |  |  |  |
|  |  |  |  |  |  |
| 4. Does this claim amend one already filed? |  | No <br> Yes. Claim number on court claims registry (if known) |  | Filed on MM / DD / MrY |  |
|  |  |  |  |  |
| 5. Do you know if anyone else has filed a proof of claim for this claim? |  |  | No $\square$ Yes. Who made the earlier filing? |  |  |  |

## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/26/2022
Mary A. Schott, Clerk

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim


## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/30/2022
Mary A. Schott, Clerk

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim


## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/30/2022
Mary A. Schott, Clerk

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim


## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824
U.S. Bankruptcy Court

District of Nevada
8/27/2022
Mary A. Schott, Clerk

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim


## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court

District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.
Part 1: Identify the Claim


## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/10/2022
Mary A. Schott, Clerk

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim

| 1.Who is the current creditor? | Robert James Houchin |  |
| :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for this claim) <br> Other names the creditor used with the debtor |  |
| 2. Has this claim been acquired from someone else? | No <br> Yes. From whom? |  |
| 3.Where should notices and payments to the creditor be sent? <br> Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | Where should notices to the creditor be sent? <br> Robert James Houchin <br> Name <br> 1857 Genoa St <br> 1857 Genoa St <br> Gardnerville, NV 89410 <br> Contact phone 9095763999 <br> Contact email $\qquad$ <br> Uniform claim identifier for electronic payments in chapter 13 | Where should payments to the creditor be sent? (if different) <br> Name <br> Contact phone $\qquad$ <br> Contact email $\qquad$ <br> (if you use one): |
| 4.Does this claim amend one already filed? | No <br> Yes. Claim number on court claims registry (if known) | Filed on |
| 5. Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |

## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/10/2022
Mary A. Schott, Clerk

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim

| 1.Who is the current creditor? | Robert James Houchin |  |
| :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for this claim) <br> Other names the creditor used with the debtor |  |
| 2. Has this claim been acquired from someone else? | No <br> Yes. From whom? |  |
| 3.Where should notices and payments to the creditor be sent? <br> Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | Where should notices to the creditor be sent? <br> Robert James Houchin <br> Name <br> 1857 Genoa St <br> 1857 Genoa St <br> Gardnerville, NV 89410 <br> Contact phone 9095763999 <br> Contact email $\qquad$ <br> Uniform claim identifier for electronic payments in chapter 13 | Where should payments to the creditor be sent? (if different) <br> Name <br> Contact phone $\qquad$ <br> Contact email $\qquad$ <br> (if you use one): |
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| 5. Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |

## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/10/2022
Mary A. Schott, Clerk

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim

| 1.Who is the current creditor? | Robert James Houchin |  |
| :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for this claim) <br> Other names the creditor used with the debtor <br> Kelly Jocelyn Houchin |  |
| 2. Has this claim been acquired from someone else? | No <br> Yes. From whom? |  |
| 3.Where should notices and payments to the creditor be sent? <br> Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | Where should notices to the creditor be sent? <br> Robert James Houchin <br> Name <br> 1857 Genoa St <br> 1857 Genoa St <br> Gardnerville, NV 89410 <br> Contact phone 9095763999 <br> Contact email $\qquad$ <br> Uniform claim identifier for electronic payments in chapter 13 | Where should payments to the creditor be sent? (if different) <br> Name <br> Contact phone $\qquad$ <br> Contact email $\qquad$ <br> (if you use one): |
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| 5. Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |

## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/10/2022
Mary A. Schott, Clerk

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Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim

| 1.Who is the current creditor? | Robert James Houchin |  |
| :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for this claim) <br> Other names the creditor used with the debtor <br> Kelly Jocelyn Houchin |  |
| 2. Has this claim been acquired from someone else? | No <br> Yes. From whom? |  |
| 3.Where should notices and payments to the creditor be sent? <br> Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | Where should notices to the creditor be sent? <br> Robert James Houchin <br> Name <br> 1857 Genoa St <br> 1857 Genoa St <br> Gardnerville, NV 89410 <br> Contact phone 9095763999 <br> Contact email $\qquad$ <br> Uniform claim identifier for electronic payments in chapter 13 | Where should payments to the creditor be sent? (if different) <br> Name <br> Contact phone $\qquad$ <br> Contact email $\qquad$ <br> (if you use one): |
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| 5. Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |

## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/10/2022
Mary A. Schott, Clerk

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Part 1: Identify the Claim

| 1.Who is the current creditor? | Robert James Houchin |  |
| :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for this claim) <br> Other names the creditor used with the debtor <br> Kelly Jocelyn Houchin |  |
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| 5. Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |

## Fill in this information to identity the case

Debtor $1 \quad$ Front Sight Management LLC

Debtor 2
(Spouse, \|f fing
United States Bankruptcy Court for the: District of Nevada
Case number 22-11824-abl

## Official Form 410

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## Fill in this information to identity the case

Deblor 1 Front Sight Management LLC

Debtor 2
(Spouse, 17 Iling
United States Bankruptcy Courf for the: District of Nevada
Case number 22-11824-abl

## Official Form 410

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## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824 6/4/2022

Mary A. Schott, Clerk

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Part 1: Identify the Claim


## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824
10/30/2022
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## Official Form 410 Proof of Claim

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Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to $\$ 500,000$, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157 , and 3571 .

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309 ) that you received.
Part 1: Identify the Claim


## Fill in this information to identify the case:

Debtor 1 FRONT SIGHT MANAGEMENT LLC
FILED

Debtor 2
U.S. Bankruptey Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824
Mary A. Schott, Clerk

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Part 1: Identify the Claim

| 1.Who is the current creditor? | William M Feczko |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
|  | Name of the current creditor (the person or entity to be paid for <br> Other names the creditor used with the debtor | r this claim) |  |  |
| 2.Has this claim been acquired from someone else? | No <br> Yes. From whom? |  |  |  |
| 3.Where should notices and payments to the creditor be sent? <br> Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) | Where should notices to the creditor be sent? | Where should payments to the creditor be sent? (if different) |  |  |
|  | William M Feczko |  |  |  |
|  | Name | Name |  |  |
|  | 230 HIghview Avenue <br> Pittsburgh, PA 15238 <br> Pittsburgh, PA 15238-1265 |  |  |  |
|  | Contact phone 4124454404 | Contact phone |  |  |
|  | Contact email $\qquad$ marty@chaneyasoc.com | Contact email |  |  |
|  | Uniform claim identifier for electronic payments in chapter 13 | 3 (if you use one): |  |  |
| 4.Does this claim amend one already filed? | No <br> Yes. Claim number on court claims registry (if known) |  | Filed on |  |
|  |  |  |  | MM / DD / YYYY |
| 5. Do you know if anyone else has filed a proof of claim for this claim? | No <br> Yes. Who made the earlier filing? |  |  |  |

Official Form 410

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FILED

Debtor 2
U.S. Bankruptcy Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824
Mary A. Schott, Clerk

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Part 1: Identify the Claim

| 1. Who is the current |
| :--- | :--- | :--- | :--- |
| creditor? |$\quad$ William M Feczko

Official Form 410

## Fill in this information to identify the case:

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FILED

Debtor 2
U.S. Bankruptcy Court District of Nevada
(Spouse, if filing)
United States Bankruptcy Court District of Nevada
Case number: 22-11824

10/14/2022
Mary A. Schott, Clerk

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Part 1: Identify the Claim


EXHIBIT "2"

STEVEN T. GUBNER - NV Bar No. 4624
SUSAN K. SEFLIN - CA Bar No. 213865 - Admitted Pro Hac Vice JESSICA S. WELLINGTON - CA Bar No. 324477 - Admitted Pro Hac Vice BG LAW LLP
300 S. $4^{\text {th }}$ Street, Suite 1550
Las Vegas, NV 89101
Telephone: (702) 835-0800
Facsimile: (866) 995-0215
Email: sgubner@bg.law
sseflin@bg.law
jwellington@bg.law
Attorneys for Chapter 11 Debtor in Possession

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF NEVADA

In re:
Front Sight Management LLC,

Debtor.

ORDER SUSTAINING DEBTOR'S SIXTH OMNIBUS OBJECTION TO DUPLICATE CLAIMS

On January 9, 2023 at 9:30 a.m., a hearing was held before the Honorable August Landis, Chief United States Bankruptcy Judge for the District of Nevada, for the Court to consider the

Debtor's Sixth Omnibus Objection to Duplicate Claims [ECF No. $\qquad$ (the "Omnibus Objection") ${ }^{1}$ filed by Front Sight Management LLC, the chapter 11 debtor and debtor in possession herein (the "Debtor"). Appearances were as duly noted on the record at the hearing.

The Court, having read and considered the Omnibus Objection and all evidence filed in support of the Omnibus Objection; the Court having considered the argument and representations of counsel at the hearing and other matters which the Court may properly take judicial notice, including, without limitation, the record in this case as reflected on the docket; the Court having set forth its findings and conclusions on the record pursuant to Rule 52 of the Federal Rules of Civil Procedure and Rule 7052 of the Federal Rules of Bankruptcy Procedure; the Court having found that notice of the Omnibus Objection was sufficient under the circumstances and no other or further notice is required; the Court having determined that the legal and factual bases set forth in the Omnibus Objection establish just cause for the relief sought therein; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED that the Omnibus Objection is sustained in its entirety.
IT IS HEREBY FURTHER ORDERED that the following Proofs of Claim shall be DISALLOWED in their entirety:

| Claimant | Claim No. | Asserted Claim <br> Amount | Treatment |
| :--- | :---: | :---: | :---: |
| Blaine Nay | $660-1$ | $\$ 747.00$ | Disallowed |
| Chad Behrend | $584-1$ | $\$ 1,550.00$ | Disallowed |
| Front Sight Management LLC (Charles Schmidt) | $453-1$ | $\$ 2,000.00$ | Disallowed |
| Dean L. Scott | $215-1$ | $\$ 0.00$ | Disallowed |
| Fran Oswald | $100-1$ | $\$ 3,600.00$ | Disallowed |
| Jason Spielfogel | $557-1$ | $\$ 500.00$ | Disallowed |
| Kenneth Dye | $635-1$ | $\$ 40,609.00$ | Disallowed |
| Kevrin Johnson | $721-1$ | $\$ 2,500.00$ | Disallowed |
| Matthew Griffin | $319-1$ | $\$ 997.00$ | Disallowed |
| Robert James Houchin | $469-1$ | $\$ 1,000.00$ | Disallowed |
|  |  |  |  |
| 1 <br> All initial capitalized terms not defined herein shall have the same meaning ascribed to them in the <br> Omnibus Objection. |  |  |  |



Prepared and Submitted By:

BG LAW LLP
By: /s/ Jessica S. Wellington
Susan K.Seflin
Jessica S. Wellington
Attorneys for Chapter 11 Debtor and Debtor in Possession


[^0]:    ${ }^{1}$ References to "Section" refer to the Bankruptcy Code (11 U.S.C. §§ 101 et seq.); references to "Bankruptcy Rule" refer to the Federal Rules of Bankruptcy Procedure; and references to "Local Rule" refer to the Local Bankruptcy Rules.

[^1]:    ${ }^{2}$ As required by Local Rule 3007(a)(4), the first page of each of the Proofs of Claim are attached hereto as Exhibit 1.

[^2]:    $\square \mathrm{N}_{0}$
    $\square$ Yes. Claim number on court claims registry (if known) $\qquad$

[^3]:    $\Delta$ No
    $\square$ Yes. Who made the earlier fling?

