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14 **UNITED STATES BANKRUPTCY COURT**  
 15 **FOR THE DISTRICT OF NEVADA**

16 In re:

17 Front Sight Management LLC,

18 Debtor.

19 Case No. 22-11824-abl

20 Chapter 11

21 [Application for OST Filed Concurrently  
 22 Herewith]

23 **Requested Hearing Date:** September 30, 2022

24 **Requested Hearing Time:** 9:30 a.m.

25 **DEBTOR’S MOTION FOR ENTRY OF ORDER: (i) APPROVING THE**  
 26 **DISCLOSURE STATEMENT; (ii) APPROVING THE FORM OF BALLOTS AND**  
 27 **PROPOSED SOLICITATION AND TABULATION PROCEDURES; (iii) FIXING THE**  
 28 **VOTING DEADLINE WITH RESPECT TO THE DEBTOR’S CHAPTER 11 PLAN; (iv)**  
**FIXING THE LAST DATE FOR FILING OBJECTIONS TO THE CHAPTER 11 PLAN;**  
**AND (v) SCHEDULING A HEARING TO CONSIDER CONFIRMATION OF THE PLAN**

29 Front Sight Management LLC, the chapter 11 debtor and debtor in possession herein (the  
 30 “Debtor”), hereby moves (the “Motion”) this Court for entry of an order, (i) approving the Debtor’s  
 31 first amended disclosure statement (the “Disclosure Statement”); (ii) approving the form of ballots  
 32 (the “Ballots”) and proposed noticing, solicitation and tabulation procedures for the Debtor’s first  
 33 amended chapter 11 plan of reorganization (the “Plan”); (iii) fixing the voting deadline for the Plan;

1 (iv) fixing the last day for filing objections to the Plan; and (v) scheduling a hearing to consider the  
2 confirmation of the Plan pursuant to 11 U.S.C. § 1128(a).

3 **MEMORANDUM OF POINTS AND AUTHORITIES**

4 **I. JURISDICTION AND VENUE**

5 1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334.  
6 This is a core proceeding pursuant to 28 U.S.C. § 157(b).

7 2. Venue of the Debtor’s chapter 11 case in this District is proper pursuant to 28 U.S.C.  
8 §§ 1408 and 1409.

9 3. Pursuant to LR 9014.2, the Debtor consents to entry of final order(s) or judgment(s)  
10 by the bankruptcy judge if it is determined that the bankruptcy judge, absent consent of the parties,  
11 cannot enter final orders for judgment consistent with Article III of the United States Constitution.

12 4. The statutory basis for the relief sought herein arises from Sections<sup>1</sup> 105(a) and 331,  
13 1107(a), and 1108, and Bankruptcy Rule 2016(a).

14 **II. BACKGROUND**

15 5. On May 24, 2022 (the “Petition Date”), Front Sight Management LLC dba Front  
16 Sight Firearms Training Institute, a Nevada limited liability company (the “Debtor”), filed a  
17 voluntary petition for relief under chapter 11 of the Bankruptcy Code.

18 6. The Debtor continues to manage its property as debtor and debtor-in-possession  
19 pursuant to Sections 1107(a) and 1108. On June 9, 2022, the United States Trustee for the District  
20 of Nevada appointed the Official Committee of Unsecured Creditors (the “Committee”) pursuant to  
21 Section 1102 [ECF No. 116]. No request has been made for the appointment of a trustee or  
22 examiner.

23 7. The Debtor was founded in 1996 by Ignatius Piazza. Mr. Piazza owns, either directly  
24 or indirectly, 100% of the Debtor. The Debtor was originally formed as a California business and  
25 operated near Bakersfield, California from its formation in 1996 until 2002. In 1998, the Debtor  
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27 <sup>1</sup> Unless otherwise stated, all references to “Sections” herein shall be to the Bankruptcy Code  
28 appearing in Title 11 of the U.S. Code; all references to a “Bankruptcy Rule” shall refer to the  
Federal Rules of Bankruptcy Procedure; and all references to a “Local Rule” shall refer to the Local  
Rules of Bankruptcy Practice for the United States District Court for the District of Nevada.

1 purchased 550 acres of raw land 45 minutes from Las Vegas, acquired approximately 500 acre feet  
2 of water rights and began building what is now the finest and largest private firearms training facility  
3 in the world (the “Front Sight Property”).

4 8. In 2012, the Debtor became a Nevada limited liability company. The Debtor’s  
5 primary place of business is the Front Sight Property located at 1 Front Sight Road, Pahrump,  
6 Nevada 89061. The Front Sight Property is accessed by a four-mile, two lane paved road, and is  
7 currently comprised of 50 outdoor firearms training ranges, live fire tactical training simulators, an  
8 8,000 square foot classroom and pro shop, and assorted accessory buildings, bathrooms, three water  
9 wells and thousands of square yards of completed grading for future development.

10 9. The Debtor provides firearms training courses which promote the defensive use of  
11 various firearms. Courses are offered to the general public, members of law enforcement and  
12 military members.

13 10. Additional information on the Debtor’s business and the events leading up to the  
14 Petition Date can be found in the *Omnibus Declaration of Ignatius Piazza in Support of First Day*  
15 *Motions* [ECF No. 21].

### 16 **III. FILING OF THE PLAN AND DISCLOSURE STATEMENT**

17 11. The Debtor filed its first amended chapter 11 plan dated September 9, 2022 [ECF No.  
18 337] (previously defined as the “Plan”) on September 9, 2022. The Debtor filed its first amended  
19 disclosure statement [ECF No. 338] (previously defined as the “Disclosure Statement”) describing  
20 the Plan on September 9, 2022.

21 12. On or about September 1, 2022, the Debtor and Nevada PF, LLC (“Nevada PF”), an  
22 affiliate of its post-petition lender, FS DIP, LLC (“FS DIP”), entered into an agreement pursuant to  
23 which Nevada PF would make a significant capital contribution to the Debtor to fund Plan  
24 confirmation in exchange for 100% of the equity interests in the Debtor. A term of this agreement is  
25 that the Plan is confirmed by entry of a final order no later than December 1, 2022.

26 13. There is currently an omnibus hearing date of September 30, 2022 at 9:30 a.m.  
27 scheduled in this case, and by a separately filed application for order shortening time (“OST App”),  
28

1 the Debtor is seeking to have both this Motion and the hearing on the adequacy of the Disclosure  
2 Statement heard at the September 30, 2022 hearing.

3 14. Pursuant to Court order entered on June 1, 2022 [ECF No. 64], the Debtor's claims  
4 and noticing agent, Stretto, was also appointed as the Debtor's Plan solicitation agent.

5 **IV. RELIEF REQUESTED**

6 15. By this Motion and pursuant to Sections 105, 502, 1125, 1126 and 1128 of the  
7 Bankruptcy Code and Rules 2002, 3003, 3017, 3018 and 3020, the Debtor seeks the entry of an  
8 order:

9 a. approving the form and content of the Disclosure Statement;

10 b. approving the proposed voting procedures, including: (i) establishing, for  
11 voting purposes only, a record holder date for the holders of claims and equity interests; (ii)  
12 approving the forms of the Ballots and balloting instructions; (iii) establishing procedures for  
13 the solicitation of votes on the Plan; (iv) establishing a voting deadline; and (v) establishing  
14 procedures for tabulating votes on the Plan; and

15 c. scheduling the hearing to consider confirmation of the Plan and fixing the last  
16 date for filing objections to confirmation of the Plan.

17 16. By this Motion, the Debtor requests that the Court enter an order approving the  
18 Disclosure Statement. However, in the event that the Court determines that a continued hearing on  
19 the Disclosure Statement is necessary, the Debtor respectfully requests that the Court conditionally  
20 approve the Disclosure Statement so that the Debtor can serve the Plan, Disclosure Statement and  
21 ballots in a timely fashion to ensure that Plan confirmation occurs within the Debtor's current DIP  
22 financing deadline of November 29, 2022.

23 17. Section 105(a) of the Bankruptcy Code provides broad equitable power for a  
24 Bankruptcy Court to maintain its own jurisdiction and facilitate the reorganization process. It  
25 provides that "[t]he court may issue any order, process, or judgment that is necessary or appropriate  
26 to carry out the provisions of the [Bankruptcy Code]." 11 U.S.C. § 105(a). The basic purpose of 11  
27 U.S.C. § 105(a) is "to assist the court in carrying out the provisions of the Bankruptcy Code, one of  
28 which is to oversee ... reorganization." *In re Eagle-Picher Indus., Inc.*, 963 F.2d 855, 860 (6<sup>th</sup> Cir.

1 1992). *See also, In re Family Health Servs.*, 105 B.R. 937 (Bankr. C.D. Cal. 1989). Here, the  
2 Debtor has a November 29, 2022 deadline pursuant to its final DIP financing order, and a December  
3 1, 2022 deadline to confirm the Plan pursuant to its agreement with Nevada PF.

4 **A. Scheduling of a Hearing to Consider Confirmation of the Plan**

5 18. Section 1128(a) of the Bankruptcy Code provides that “[a]fter notice, the court shall  
6 hold a hearing on confirmation of a plan.” 11 U.S.C. § 1128(a). Moreover, Rule 3017(c) provides  
7 that “[o]n or before approval of the disclosure statement, the court shall fix a time within which the  
8 holders of claims and interests may accept or reject the plan and may fix a date for the hearing on  
9 confirmation.” Fed. R. Bankr. P. 3017(c).

10 19. The Debtor requests, in accordance with Section 1128(a) and Rule 3017(c), and  
11 subject to the Court’s availability, that the Court schedule a hearing to consider confirmation of the  
12 Plan on a date approximately forty-five (45) days after the Court signs the proposed order approving  
13 the Disclosure Statement. The Court currently has a scheduled omnibus hearing date of November  
14 18, 2022 at 9:30 a.m. in this case, which the Debtor believes would be an appropriate date to use for  
15 the Confirmation hearing.

16 20. Pursuant to Rule 2002(b), unless shortened by the Court, a plan proponent must  
17 provide creditors and equity interest holders at least twenty-eight (28) days’ “notice by mail of the  
18 time fixed (1) for filing objections and the hearing to consider approval of a disclosure statement  
19 ... (2) for filing objections and the hearing to consider confirmation of a chapter 9 or 11 plan...[.]  
20 Fed. R. Bankr. P. 2002(b).

21 21. The Debtor, therefore, requests that the Court enter an order approving the following:

22 a. setting the date by which all votes to accept or reject the Plan must be  
23 submitted and actually received by Stretto (the “Voting Deadline”) to be fourteen (14) days  
24 prior to the Confirmation Hearing, pursuant to Rule 3017(c);

25 b. fixing the date by which objections to the Plan must be actually filed and  
26 received by the parties identified in paragraph 29, *infra* (the “Confirmation Objection  
27 Deadline”) to be fourteen (14) days prior to the Confirmation Hearing at 10:00 p.m. Pacific  
28 Time;

1 c. scheduling a hearing to consider confirmation of the Plan and any objections  
2 thereto (the “Confirmation Hearing”) on or about forty-five (45) days from the date of  
3 approval of the Disclosure Statement, pursuant to Section 1128(a) and Rule 3017(c);

4 d. approving the form of Ballot for accepting or rejecting the Plan in  
5 substantially the form attached hereto, collectively as **Exhibit A**;

6 e. approving the Voting Procedures (as hereinafter defined), pursuant to Rule  
7 3018(a); and

8 f. approving the notice of the Confirmation Hearing for in substantially the form  
9 attached hereto as **Exhibit B**.

10 22. The proposed schedule above will facilitate consummation of the transactions  
11 contemplated by the Plan and the proposed Disclosure Statement. Setting a schedule as proposed  
12 will ensure that the Debtor is able to confirm its Plan by its current DIP financing deadline of  
13 November 29, 2022 and its current deadline on its agreement with Nevada PF of December 1, 2022.  
14 This schedule will also assist the Debtor is minimizing the administrative expense of keeping a case  
15 this size in a chapter 11. Additionally, the proposed schedule affords parties in interest ample notice  
16 of the proceedings relating to confirmation of the Plan.

17 23. The Debtor also requests that the Court require that any objections to confirmation of  
18 the Plan be in writing and: (a) state the name and address of the objecting party and the nature of the  
19 claim or interest of such party; (b) state with particularity the basis and nature of any objection or  
20 proposed modification; and (c) be filed, together with proof of service, with the Court and served so  
21 as to be actually received no later than the Confirmation Objection Deadline on the following:

22  
23 **Debtor (Service Must be by Overnight, U.S. Mail or Messenger)**

Front Sight Management LLC  
1 Front Sight Road  
Pahrump, NV 89061

24  
25 **Counsel for the Debtor**

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24. The proposed timing of service of objections to the Plan will afford the Debtor sufficient time to file and serve a reply to such objections, if any, and to prepare adequately for the Confirmation Hearing.

**B. Proposed Solicitation and Voting Procedures**

**i. Record Date for the Holders of Claims and Equity Interests**

25. Rule 3017(d) provides that, for the purposes of transmission of a disclosure statement and a plan of reorganization, “creditors and equity security holders shall include holders of stock, bonds, debentures, notes and other securities of record at the date the order approving the disclosure statement is entered.” Fed. R. Bankr. P. 3017(d). The use of the record date set forth in Rule 3017(d) is for transmission purposes only and shall have no preclusive effect with regard to who is entitled to receive distributions under the Plan.

**ii. The Proposed Form of Ballots**

26. Rule 3018(c) provides, in relevant part, as follows:

*Form of Acceptance or Rejection.* An acceptance or rejection shall be in writing, identify the plan or plans accepted or rejected, be signed by the creditor or equity security holder or authorized agent, and conform to the appropriate official form.

Fed. R. Bankr. P. 3018(c).

1           27. Rule 3017(a) provides that ballots for accepting or rejecting the Plan should conform  
 2 substantially to Official Form No. 14. Fed. R. Bankr. P. 3017(a). The Debtor proposes to use the  
 3 form of Ballots for accepting or rejecting the Plan in substantially the forms attached hereto  
 4 collectively as **Exhibit A**. The Ballots are based upon Official Form No. 14 but have been slightly  
 5 modified in order to provide clear instructions to the Debtor's creditors and equity holders. The  
 6 Debtor submits that these slight modifications are required in order to ensure the accuracy,  
 7 completeness and timeliness of voting on the Plan.

8           **iii. Proposed Procedure for Distribution of Solicitation Packages**

9           28. The Debtor requests that the Court enter an order: (i) approving, *inter alia*, its  
 10 proposed distribution, ballot solicitation and tabulation procedures (the "Voting Procedures"); and  
 11 (ii) fixing the Record Date as the date of approval of the Disclosure Statement. The Voting  
 12 Procedures will enable the Debtor to conduct an effective solicitation of acceptances or rejections of  
 13 the Plan that is consistent with the requirements of the Bankruptcy Code, the Bankruptcy Rules and  
 14 due process.

15           29. Generally, under Bankruptcy Rule 3017(d), a plan proponent must mail to the United  
 16 States Trustee, all creditors and equity security holders the plan, the disclosure statement, notice of  
 17 the time within which to file acceptances or rejections, notice of the date of the confirmation hearing  
 18 and such other information as the Court may require. Fed. R. Bankr. P. 3017(d). The Debtor  
 19 currently has over 3000 creditors, interest holders and parties in interest in its bankruptcy case.

20           30. The Debtor proposes to serve on all creditors entitled to vote the following materials  
 21 (collectively, the "Solicitation Package"):

- 22           • the notice of hearing on plan confirmation (the "Confirmation Hearing Notice");
- 23           • the Plan, including all exhibits;
- 24           • the Disclosure Statement, including all exhibits, and
- 25           • a ballot to accept or reject the Plan.

26           **1. Service By Email.**

27           The Plan and Disclosure Statement are voluminous and exceed 150 pages in length. The  
 28 reproduction and postage costs of the Solicitation Package will exceed \$20 (and could be up to \$23)



1 for each copy of the Plan and Disclosure Statement (and there are over 3000 creditors, interest  
2 holders and parties in interest in this case) – i.e., at least \$60,000. The Debtor obtained the  
3 aforementioned estimate from Stretto regarding the cost of copying and mailing plan solicitation  
4 materials. The Debtor also received an estimate from Stretto regarding the cost of serving the Plan  
5 and Disclosure Statement on USB drive in an envelope which contains the Confirmation Notice and  
6 Ballot in paper form. The estimate received for that type of service is approximately \$15 per  
7 package served (or \$45,000). Email service of the Plan and Disclosure Statement on the 3,000 (plus  
8 mail service on certain of the 3,000 who do not have email) would cost the estate approximately  
9 \$5,000. The Debtor accordingly requests that the Court authorize the distribution of the Plan and  
10 Disclosure Statement via email (except where Stretto does not have an email address for such party).  
11 The cost savings to the Debtor and its estate that will result are substantial.

12 The Confirmation Hearing Notice, the Plan and the Disclosure Statement will be available on  
13 the website maintained by Stretto on the Debtor's behalf at <https://cases.stretto.com/FrontSight>.  
14 Parties receiving electronic notice will also receive a link to electronically submit their ballot. All  
15 amended versions of the Plan and Disclosure Statement will be updated on Stretto's site. From this  
16 site, interested parties can and will be able to download the materials in PDF format.

17 Finally, the proposed Confirmation Hearing Notice (which will be served in traditional paper  
18 format on all recipients of the Solicitation Packages) will include information informing recipients  
19 how to access the Plan and Disclosure Statement on Stretto's website. Stretto's estimate for this  
20 service is approximately \$5,000 (i.e., service of the Solicitation Package via email and the  
21 Confirmation Hearing Notice via regular mail will be approximately \$10,000 total). This results in a  
22 saving to the estate of between \$35,000 and \$50,000.

23 **2. Service of Confirmation Hearing Notice (Instead of Solicitation Package) on**  
24 **Interest Holders and Other Parties Not Entitled to Vote.**

25 The Debtor currently has approximately 250,000 members, of which only 80,000 members  
26 have paid money to the Debtor (i.e., under any circumstance, the Debtor does not believe that  
27 members who have not paid any money to the Debtor can be considered creditors). Approximately  
28 2,600 of the Debtor's 80,000 members who have paid it money are listed as creditors on the

1 Debtor's schedules. The balance of the 80,000 members are not owed money by the Debtor. By  
2 this Motion, the Debtor requests that the following parties be served only with the Confirmation  
3 Hearing Notice via email and, if applicable, a ballot: (a) the 80,000 members who have paid money  
4 to the Debtor; (b) the 170,000 members who have not paid money to the Debtor; (c) administrative  
5 claimants being paid in full pursuant to the Plan; (d) creditors listed on the Debtor's Schedules and  
6 Statement of Financial Affairs (the "Schedules") that were paid in full pursuant to any orders on first  
7 day motions or any creditors that were paid in full and/or whose claim has otherwise been satisfied;  
8 and (e) parties in interest who do not hold a claim against or interest in the Debtor and who are not  
9 otherwise directly affected by the Plan. The Debtor received an estimate from Stretto that the cost of  
10 serving the aforementioned parties via email will be approximately \$25,000.

11 With respect to interest holders under the Plan (who are not receiving anything under the  
12 Plan), the Debtor requests that it be allowed to serve the holders of the Debtor's stock as of the  
13 Petition Date with the Confirmation Hearing Notice, which holders are set forth in the Schedules.  
14 The Confirmation Hearing Notice will direct the stock holders where to obtain and/or access the  
15 Plan and Disclosure Statement.

16 Administrative claimants who are being paid in full on the Effective Date are not entitled to  
17 vote on the Plan. As such, it is not necessary to incur the expense of printing and mailing a complete  
18 Solicitation Package to these parties, and the Debtor requests that the Court authorize it to serve  
19 administrative claimants with only the Confirmation Hearing Notice.

20 The Debtor requests that it be authorized to serve the Confirmation Hearing Notice only  
21 (without the Plan and Disclosure Statement) on parties that have been listed on the Debtor's  
22 Schedules as holding a claim that is disputed, contingent, unliquidated and/or in the amount of \$0,  
23 and who have not timely filed a proof of claim.

### 24 **3. Returned Mail and Multiple Addresses.**

25 By the Motion, the Debtor requests authority to not send the Solicitation Package to creditors  
26 or interest holders if Stretto has on at least two separate occasions mailed notice or other documents  
27 to such creditor and interest holder which was returned as undeliverable or as being the wrong  
28 address for the person or entity.

1           There are creditors and holders of interests that have provided more than one address in  
2 connection with this case. In these instances, the Debtor requests authorization for Stretto to send a  
3 single Solicitation Package to one address for the creditor or interest holder, which will be  
4 determined according to the following criteria:

5           a.       If the creditor or interest holder is represented by an attorney, then the  
6 attorney's address will be used;

7           b.       If (a) does not apply and if the creditor or interest holder has filed a proof of  
8 claim, the address on the proof of claim will be used;

9           c.       If (a) and (b) do not apply and if the creditor or interest holder has filed a  
10 pleading or other document with the Court, then the address on such pleading or document  
11 will be used;

12           d.       If (a), (b) and (c) do not apply, the most recently provided address will be  
13 used.

14       31.       In addition, the Debtor proposes the following additional procedures with respect to  
15 the solicitation of votes on the Plan:

- 16           • Return of Ballots:  
17           Each claimant that has a Claim or Equity Interest for which a Claim amount or Equity  
18 Interest may be determined, and which Claim or Equity Interest is not treated as  
19 unimpaired under the Plan as of the Voting Deadline, is entitled to vote to accept or  
20 reject the Plan. All Ballots must be *actually received* by Stretto by the Voting  
21 Deadline; and

22 **C.       The Proposed Procedures for Vote Tabulation**

23       32.       For purposes of voting, the Debtor proposes that the amount of a Claim or Equity  
24 Interest used to tabulate the acceptance or rejection of the Plan will be as follows, in order of  
25 priority:

26           a.       If, prior to the Voting Deadline, (i) the Court enters an order fully or partially  
27 allowing a Claim or Equity Interest, whether for all purposes or for voting purposes only, or  
28 (ii) the Debtor and the holder of a Claim or Equity Interest agree to fully or partially allow  
such Claim or Equity Interest for voting purposes only and no objection to such allowance is  
received by the Debtor within seven (7) days after service by first class mail of notice of such

1 agreement to the entities having filed a notice of appearance in the Debtor's chapter 11 case,  
2 the amount allowed thereunder;

3 b. The liquidated amount specified in a proof of claim or equity interest filed by  
4 the Record Date, so long as such proof of claim or equity interest has not been expunged,  
5 disallowed, disqualified or suspended by the Court;

6 c. The Claim or Equity Interest amount listed in the Debtor's Schedules as  
7 liquidated, undisputed, and not contingent;and

8 d. If the Debtor served an objection to a Claim or Equity Interest at least ten (10)  
9 days before the Voting Deadline, such Claim shall be temporarily disallowed for voting  
10 purposes only and not for purposes of disallowance of distribution, except to the extent and  
11 in the manner as the Court may order pursuant to Rule 3018(a).

12 33. The Debtor proposes that if any party seeks to challenge allowance or disallowance of  
13 its Claim or Equity Interest for voting purposes, that such entity is directed to serve on the Debtor,  
14 and file with the Court, a motion for an order pursuant to Rule 3018(a) temporarily allowing such  
15 Claim or Equity Interest only for purposes of voting to accept or reject the Plan, provided such  
16 motion is filed on or before the tenth (10th) calendar day after the later of: (i) service of the  
17 Confirmation Hearing Notice; and (ii) service of notice of an objection to such Claim or Equity  
18 Interest, if any. Such party's Ballot shall not be counted unless temporarily allowed by the Court for  
19 voting purposes after notice and a hearing in accordance with Rule 3018(a).

20 34. In addition, the Debtor requests that the Court enter an order establishing the  
21 following procedures regarding the tabulation of votes cast with respect to the Plan:

22 a. A vote may be disregarded if the Court determines, after notice and a hearing,  
23 that a vote was not solicited or procured in good faith or in accordance with the provisions of  
24 the Bankruptcy Code;

25 b. A holder of Claims or Equity Interests in more than one class must use  
26 separate Ballots for each class of Claims or Equity Interest;

1 c. If multiple Ballots are received for a holder of Claims or Equity Interests, the  
2 last Ballot received from such holder prior to the Voting Deadline will be the Ballot that is  
3 counted;

4 d. If multiple Ballots are received from different holders purporting to hold the  
5 same Claim or Equity Interest, in the absence of contrary information establishing which  
6 claimant held such Claim or Equity Interest as of the Voting Deadline, the latest-dated Ballot  
7 that is received prior to the Voting Deadline will be the Ballot that is counted;

8 e. If multiple Ballots are received from a holder of a Claim or Equity Interest  
9 and someone purporting to be his, her or its attorney or agent, the Ballot received from the  
10 holder of the Claim or Equity Interest will be the Ballot that is counted, and the vote of the  
11 purported attorney or agent will not be counted;

12 f. A Ballot must be signed in order for the vote to be counted; and

13 g. A Ballot may be cast at the Confirmation Hearing in resolution of: (i) an  
14 objection to confirmation; (ii) motion for relief from stay; or (iii) motion to value collateral;  
15 and

16 35. The Debtor further requests that the order entered by the Court provide that any entity  
17 entitled to vote to accept or reject the Plan may change its vote before the Voting Deadline by  
18 casting a superseding Ballot so that the superseding Ballot is received by Stretto on or before the  
19 Voting Deadline. Entities desiring to change their votes after the Voting Deadline may do so only  
20 with approval of the Court for “cause” pursuant to Rule 3018(a) by filing a motion with the Court on  
21 or before the Confirmation Objection Deadline so that it may be heard and considered at the  
22 Confirmation Hearing.

23 36. The proposed Voting Procedures are solely for purposes of voting to accept or reject  
24 the Plan and not for the purpose of the allowance of or distribution on account of a Claim or Equity  
25 Interest, and the Voting Procedures are without prejudice to the rights of the Debtor or any other  
26 party in interest in any other context to dispute any unresolved Claim or Equity Interest. The Debtor  
27 believes that the proposed Voting Procedures provide for a fair and equitable voting process.  
28

1           37.     The Debtor believes that the foregoing proposed procedures embody an orderly and  
2 logical method for soliciting and tabulating the Ballots of those parties entitled to vote as is  
3 contemplated by the Bankruptcy Code and Bankruptcy Rules.

4 **D.     Notice**

5           38.     The Debtor provided notice of this Motion and notice of the Disclosure Statement,  
6 pursuant to its order limiting notice [ECF No. 82] via email to: (a) the Office of the United States  
7 Trustee; (b) the Internal Revenue Service; (c) all creditors that either (i) timely filed a proof of claim,  
8 or (ii) were scheduled by the Debtor; and (d) all persons or entities that have filed a notice of  
9 appearance in this Chapter 11 Case pursuant to Bankruptcy Rule 2002(b).

10           39.     The relief sought herein is necessary to the efficient prosecution of the Debtor's  
11 chapter 11 case and the chapter 11 Plan process, while providing adequate notice to, and otherwise  
12 protecting the rights of, the Debtor's creditors and other parties in interest in the Debtor's case.

13           WHEREFORE, the Debtor respectfully requests the Court enter an order: (i) granting the  
14 relief requested herein; and (ii) granting such other and further relief as is just and proper.

15 DATED: September 9, 2022

BG Law LLP

16  
17 By: /s/ Susan K. Seflin

Susan K. Seflin

18 Attorneys for Chapter 11 Debtor in Possession  
19 and Plan Proponent  
20  
21  
22  
23  
24  
25  
26  
27  
28

# **EXHIBIT “A”**

Ballot for Class 6

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In re:  
Front Sight Management LLC,  
Debtor.

Case No. 22-11824-abl  
Chapter 11

**BALLOT FOR ACCEPTING OR REJECTING  
DEBTOR’S FIRST AMENDED PLAN OF  
REORGANIZATION FOR THE HOLDERS OF CLASS  
6 GENERAL UNSECURED CLAIMS**

**[Ballot for Class 6 – General Unsecured Creditor]**

**Confirmation Hearing:** \_\_\_\_\_, 2022 at 9:30 a.m.

**Ballot Deadline:** 10:00 p.m. Pacific time on \_\_\_\_\_, 2022

Front Sight Management LLC, the debtor in possession and plan proponent herein (the “Debtor”), filed its *First Amended Chapter 11 Plan of Reorganization Dated September 9, 2022* [ECF No. \_\_\_] (the “Plan”) and its *First Amended Disclosure Statement Describing Debtor’s First Amended Chapter 11 Plan of Reorganization Dated September 9, 2022* [ECF No. \_\_\_] (the “Disclosure Statement”). The Disclosure Statement provides information to assist you in deciding how to vote your Ballot. The Plan referred to in this Ballot can be confirmed by the Bankruptcy Court<sup>1</sup> and made binding on you if it is accepted by the holders of at least two-thirds in amount and more than one-half in number of holders of allowed claims or interests by class who timely vote on the Plan. Only timely completed and returned Ballots will be counted.

This Ballot is to be used by the holders of Class 6 General Unsecured Claims (“Class 6 Claimant(s)”) to vote to accept or reject the Plan described in the Disclosure Statement. If you are not a Class 6 Claimant, please disregard this Ballot.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and your classification and treatment under the Plan. If the Plan is confirmed by the Court, it will be binding on you whether or not you vote.

COPIES OF THE PLAN AND DISCLOSURE STATEMENT MAY BE DOWNLOADED FOR FREE AT <https://cases.stretto.com/FrontSight>. You may also submit a written request only for a copy of the Plan and Disclosure Statement to the Debtor’s bankruptcy counsel, BG Law LLP, Attn: Susan Sefflin, Esq. by email at [ssefflin@bg.law](mailto:ssefflin@bg.law). Copies of the Plan and Disclosure Statement will be provided electronically unless a party specifically requests a paper copy.

[Ballot Continued on Next Page]

<sup>1</sup> Unless otherwise defined herein, all capitalized terms shall have the same meanings ascribed to them as set forth in the Plan.



Ballot for Class 6

**PLEASE COMPLETE THE FOLLOWING (All Parties Must Complete Items A, B and C):**

**Item A: Amount of Claim.** For purposes of voting to accept or reject the Plan, the undersigned holds a:

- Class 6 General Unsecured Claim against the Debtor in the following amount: \_\_\_\_\_.

**Item B: Vote on the Plan.**

- The undersigned hereby votes to (check one box only):

**Accept** the Plan.

**Reject** the Plan.

**Item C: Acknowledgements and Certification.**

- By signing this Ballot, the undersigned acknowledges that the undersigned has been provided with a summary of the Plan and with a link to obtain (free of charge) copies of the Plan and Disclosure Statement, including all exhibits thereto, and has been advised to seek the advice of its/her/his legal counsel on the same. The undersigned certifies that (i) it is the holder of a Class 6 General Unsecured Claim as identified in Item A above, and (ii) it has full power and authority to vote to accept or reject the Plan. The undersigned understands that if this Ballot is validly executed but does not indicate acceptance or rejection of the Plan, the Ballot will not be counted.

Print Clearly or Type Name of Claim Holder: \_\_\_\_\_

Name of Person Signing Ballot (if different from Claim Holder): \_\_\_\_\_

If By Authorized Agent, Title of Agent: \_\_\_\_\_

Signature: \_\_\_\_\_ Dated: \_\_\_\_\_

Address/Telephone/Fax/Email: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**To have your vote count, you must complete, sign and return the Ballot so that it is actually received by the Debtor’s claims and noticing agent on or before 10:00 p.m. Pacific time on \_\_\_\_\_, 2022. Ballots must be delivered by U.S. Mail, personal delivery, overnight mail or electronically to:**

Front Sight Management LLC Ballot Processing  
C/O Stretto  
410 Exchange, Suite 100  
Irvine, CA 92602  
<https://balloting.stretto.com/>

# **EXHIBIT “B”**

1 STEVEN T. GUBNER – NV Bar No. 4624  
 SUSAN K. SEFLIN – CA Bar No. 213865 –*Pro Hac Vice* Granted  
 2 JESSICA WELLINGTON – CA Bar No. 324477 –*Pro Hac Vice* Granted  
 BG LAW LLP  
 3 300 S. 4<sup>th</sup> Street, Suite 1550  
 Las Vegas, NV 89101  
 4 Telephone: (702) 835-0800  
 Facsimile: (866) 995-0215  
 5 Email: sgubner@bg.law  
 sseflin@bg.law  
 6 jwellington@bg.law

7 Attorneys for Chapter 11 Debtor  
 and Plan Proponent

9 **UNITED STATES BANKRUPTCY COURT**  
 10 **DISTRICT OF NEVADA**

11 In re  
 12 Front Sight Management LLC,  
 13 Debtor.

Case No. 22-11824-abl  
 Chapter 11

**Confirmation Hearing:** \_\_\_\_\_  
**Confirmation Hearing Time:** \_\_\_\_\_  
**Objection & Ballot Deadline:** \_\_\_\_\_

19 **NOTICE OF HEARING ON APPROVAL OF PLAN CONFIRMATION, NOTICE OF**  
 20 **REJECTION OF PREPETITION MEMBERSHIPS AND SUMMARY OF**  
 21 **DEBTOR’S FIRST AMENDED CHAPTER 11 PLAN OF**  
 22 **REORGANIZATION DATED SEPTEMBER 9, 2022**

23 On September 9, 2022, Front Sight Management LLC, the chapter 11 debtor in possession  
 and plan proponent herein (the “Debtor”), filed its *First Amended Chapter 11 Plan of*  
 24 *Reorganization Dated September 9, 2022* [ECF No. \_\_\_\_] (as may be amended or modified, the  
 “Plan”) and its *First Amended Disclosure Statement Describing Debtor’s First Amended Plan of*  
 25 *Reorganization Dated September 9, 2022* [ECF No. \_\_\_\_] (as may be amended or modified, the  
 “Disclosure Statement”).

26 On \_\_\_\_\_, 2022, the Bankruptcy Court entered an order [ECF No. \_\_\_\_], pursuant to  
 27 section 1125 of the Bankruptcy Code, approving the Disclosure Statement as providing adequate  
 information for holders of claims or interests to make an informed decision as to whether to vote to  
 28 accept or reject the Plan. On \_\_\_\_\_, 2022, the Bankruptcy Court also entered an order [ECF No.

1 ] pursuant to which the Bankruptcy Court approved certain procedures, notices and forms  
 2 relating to confirmation of the Plan.

3 **PLEASE TAKE NOTICE** that a hearing will be held on \_\_\_\_\_, 2022 at \_\_\_\_ a.m.  
 4 before the Honorable August Landis, Chief United States Bankruptcy Judge, in his Courtroom 1  
 5 located at 300 Las Vegas Blvd. South, Las Vegas, Nevada 89101 via ZoomGov, for the Court to  
 6 consider confirmation of the Plan (and any objections thereto). Hearing information may be  
 7 obtained at <https://www.nvb.uscourts.gov/case-info/mega-cases/>.

8 **PLEASE TAKE FURTHER NOTICE** that objections to confirmation of the Plan, if any,  
 9 must be filed with the Bankruptcy Court and served on counsel for the Debtor no later than  
 10 \_\_\_\_\_, 2022.

11 **PLEASE TAKE FURTHER NOTICE** that the Plan and Disclosure Statement are on file  
 12 with the Clerk of the Bankruptcy Court. You may obtain an electronic copy of either document (or  
 13 both) free of charge on the website of the Debtor’s claims and noticing agent by accessing the  
 14 following link: <https://cases.stretto.com/FrontSight>.

15 The Plan provides for the Debtor’s emergence from its chapter 11 bankruptcy case, which the  
 16 Debtor anticipates will occur in November 2022. As described more fully in the Disclosure  
 17 Statement and Plan, the Debtor will satisfy its debt and other claims and implement a recapitalization  
 18 with approximately \$24 million of new capital (the “New Value Contribution”) from an equity  
 19 investor Nevada PF, LLC (the “New Equity Investor”).

20 The following is a summary of the Plan:

21 1. **Treatment of Claims and Interests.** The Plan segregates claims and interests into  
 22 classes and treats them as summarized in the chart below, which summaries are subject to the more  
 23 detailed provisions specified in Article IV of the Disclosure Statement and Article III of the Plan.  
 24 Any capitalized term in the summaries that is not defined herein has the same meaning as set forth in  
 25 the definition sections of the Plan and Disclosure Statement.

Class No.	Description	Estimated Amount or Value of Claims as of the Effective Date	Estimated Projected Payment / Treatment for Allowed Claims
N/A	Administrative Claims (Professional Fees)	Approximately \$500,000	Full payment, subject to Bankruptcy Court approval as may be required, except as otherwise agreed by such Professionals.  To the extent there is any surplus, such surplus shall be paid to the Class 6 reserve account.
N/A	Administrative Claims (Incurred in the Ordinary Course of Business)	Estimated at \$75,000 to \$500,000	Allowed Administrative Claims representing post-Petition Date liabilities incurred by the Debtor in the ordinary course of business, for which no approval by the Bankruptcy Court is required, shall be paid in full in accordance with the terms and conditions of the particular transaction giving rise to such liabilities and any agreements relating thereto.
N/A	Priority Tax Claims	\$100,000	If there are any Allowed Priority Tax Claims on the Effective Date, full payment consistent with Bankruptcy Code section 1129(a)(9)(C).

Class No.	Description	Estimated Amount or Value of Claims as of the Effective Date	Estimated Projected Payment / Treatment for Allowed Claims
N/A	The secured claim of post-petition lender FS DIP LLC ("FS DIP")	Approximately \$5.2 million	The FS DIP Secured Claim will be paid in full on the Effective Date or contributed to the estate as part of the New Value Contribution.
1	<p>Secured claim of Las Vegas Development Fund, LLC ("LVDF")</p> <p>Collateral Description: Real property located at 1 Front Sight Road, Pahrump, NV 89061 ("Front Sight Property")</p> <p>Interest rate: Non-Default – 6%</p> <p>Maturity Date – October 4, 2021</p> <p>*Debtor has a pending action against LVDF and affiliates</p>	<p>Filed Claim: \$11,655,706.01 with interest, costs and attorneys' fees accruing. [Pursuant to Proof of Claim No. 284-1]</p> <p>Debtor's Estimate of Claim for Plan Treatment Purposes: \$6.7 million [Calculated at \$6,375,000 plus unpaid non default interest with no attorneys' fees, penalties or default interest].</p>	<p>This claim is Contingent and Disputed.</p> <p><b>Treatment:</b></p> <p>Pending resolution of the Debtor's objection to LVDF's claim and the Debtor's affirmative claims against LVDF and prior to the Effective Date, \$11,655,706.01 of the Cash Contribution shall be placed into a reserve account for LVDF's allowed claim. If LVDF's allowed claim is less than the reserve amount, any surplus shall revert to the Reorganized Debtor.</p> <p>Commencing January 2023, LVDF's claim shall accrue monthly interest at the non-default rate of 6% set forth in the underlying loan documents on an estimated claim amount of \$6.7 million.</p> <p>Upon resolution of the Debtor's objection to LVDF's claim and its affirmative claims against LVDF, LVDF shall be paid the balance of its allowed secured claim, if any, in full within five (5) business days of a final order allowing such claim.</p> <p><b>EB5 Related Obligations:</b> The Reorganized Debtor shall have no EB5 Related Obligations.</p> <p><b>Unimpaired; Not Entitled to Vote</b></p>
2	<p>Secured claim of Michael Meacher dba Bankgroup Financial Services ("Meacher")</p> <p>Collateral Description: Certain of the Debtor's firearms</p> <p>Value of Collateral: Approximately \$214,569 book value of collateral set forth in the Bankgroup UCC financing statement filed March 22, 2021</p>	<p>Filed Claim: \$3.3 million secured claim [Proof of Claim No. 235-1]</p> <p>Former insider.</p>	<p>This claim is Contingent and Disputed</p> <p><b>Treatment:</b></p> <p>Pending resolution of the Debtor's complaint against Meacher and prior to the Effective Date, \$3.3 million of the Cash Contribution shall be placed into a reserve account for Meacher's allowed claim. If Meacher's allowed claim is less than the reserve amount, any surplus shall revert to the Reorganized Debtor.</p> <p>Upon resolution of the aforementioned complaint, if the Class 2 claimant has an allowed secured claim, such claim shall be paid in full.</p> <p><b>Unimpaired; Not Entitled to Vote</b></p>

Class No.	Description	Estimated Amount or Value of Claims as of the Effective Date	Estimated Projected Payment / Treatment for Allowed Claims
3	M2 EPC Mechanics Lien	\$110,000 secured claim as of the Petition Date.	The Class 3 claim will be paid in monthly installments of \$10,000 commencing February 1, 2023 until paid in full. <b>Impaired; Entitled to Vote</b>
4	Top Rank Builders / Morales Construction Mechanics Lien	\$15,000 secured claim as of the Petition Date.	The Class 4 claim will be paid in three monthly installments of \$5,000 starting February 1, 2023. <b>Impaired; Entitled to Vote</b>
5	Employee Wage Claim	\$8,758.99	Paid in full within 10 business days of the Effective Date. <b>Not Impaired; Not Entitled to Vote</b>
6	General Unsecured Claims	Estimated at approximately \$10 million to \$30 million. (This number is subject to change as follows: (a) the resolution of objections to Disputed Claims; and (b) the amount of rejection damages claims asserted by members.)  [This estimation does not include any insider claims as the Debtor's insiders have agreed to subordinate all of their claims to those of General Unsecured Creditors and have agreed that their claims will not be paid.]	The Debtor disputes the validity of many of the claims asserted by members and intends on objecting to such claims. <b>Treatment:</b> Prior to the Effective Date, \$3 million of the Cash Contribution shall be placed into a reserve account for allowed general unsecured claims. Any fees relating to objections to Class 6 claims after the Effective Date will be paid from this reserve. Upon resolution of objections to claims, holders of Class 6 allowed claims shall receive their pro rata share of the reserve amount. <b>Impaired; Entitled to Vote</b>
8	Equity Interests of Ignatius Piazza (1% Voting), VNV Dynasty Trust – FS I (49.5% Non-Voting) and VNV Dynasty Trust – FS II (49.5% Non-Voting)	The Debtor's current equity holders who collectively own 100% of the Debtor.	<b>Treatment:</b> Current equity holders will not retain any equity under the Plan. <b>Impaired. Presumed not to accept the Plan.</b>

## 2. Rejection of Memberships.

All of the Debtor's pre-petition lifetime memberships shall be rejected effective as of the Effective Date, and members shall be entitled to become members of the Reorganized Debtor pursuant to the terms set forth in **Exhibit B** to the Plan and Disclosure Statement. **THE BAR DATE FOR FILING A PROOF OF CLAIM BASED ON A CLAIM ARISING FROM THE REJECTION OF ANY MEMBERSHIP AGREEMENT SHALL BE THIRTY (30) DAYS AFTER THE EFFECTIVE DATE (ESTIMATED TO BE AT THE END OF DECEMBER 2022).** Any claim based on the rejection of a membership agreement will be barred if the proof of claim is not timely filed, unless the Bankruptcy Court orders otherwise. Any Allowed Claim resulting from the

rejection of an unexpired lease or executory contract will be classified and treated as a Class 6 Allowed Claim. Please be advised that the Reorganized Debtor or other party in interest will object to any claim filed with respect to a terminated membership agreement that arises out of a member's "Account Assets" (versus on the amount paid for such membership and such "Account Assets").

3. **Assumption of Executory Contracts and Unexpired Leases.**

The following is a list of the Debtor's executory contracts and unexpired leases which the Debtor may assume on the Effective Date with the obligations of the Debtor to the other parties to such executory contracts and unexpired leases to become obligations of the Reorganized Debtor. The Debtor will file its list of assumed and rejected contracts with the Plan Supplement. Set forth below is an itemization of the defaults which the Debtor contends exist and must be cured in connection with the Debtor's assumption of such executory contracts and unexpired leases (the "Cure Amounts") if the Debtor determines that it will assume any of the below executory contracts or unexpired leases. The Debtor estimates that the total Cure Amounts that the Reorganized Debtor will be required to pay on the Effective Date will be approximately \$0. If you dispute the amount of the cure amount set forth below, then you must file an objection to such cure amount on or before \_\_\_\_\_, 2022. If the Debtor determines that it will assume the below referenced contracts and agreements, then the Confirmation Order will constitute a Bankruptcy Court order approving the Debtor's assumption of all such executory contracts and unexpired leases and fixing the Cure Amounts for each such executory contract and unexpired lease in the amounts asserted by the Debtor as set forth below.

**Executory Contracts/Unexpired Leases That May Be Assumed:**

Vendor/Lessor	Description	Vendor/Lessor Address	Cure Amount	Cure Terms
Evolution Insurance Brokers, LLC	Certificate of Insurance – Commercial Liability	8722 S. Harrison St. Sandy, UT 84070	\$0	TBD
Nevada Retail Network Self Insured Group	Workers' Compensation and Employers Liability Coverage	575 S. Saliman Road Carson City, NV 89701	\$0	TBD
Risk Placement Services	Evidence of Property Insurance	1231E Basin Road, #6 Pahrump, NV 89060	\$0	TBD
Scottsdale Insurance Company	Common Policy Agreement	One Nationwide Plaza Columbus, OH 43215	\$0	TBD
State Farm	Auto Insurance Renewal	3250 S Highway 160, Ste 1 Pahrump, NV 89048-4876	\$0	TBD
Williams Scottsman, Inc.	Amendment to Lease Agreement	PO Box 91975 Chicago, IL 60693-1975	\$0	TBD
Maverick	Merchant Agreement	26520 Agoura Road 1 <sup>st</sup> Floor Calabasas, CA 91302	\$0	TBD

4. **Injunction.** Article IV.B of the Plan proposes an injunction that provides as follows: "The Confirmation Order shall enjoin the prosecution, whether directly, derivatively or otherwise, of any Claim, obligation, suit, judgment, damage, demand, debt, right, cause of action, liability or interest released, discharged or terminated pursuant to the Plan. Except as provided in the Plan or the Confirmation Order, as of the Effective Date, all entities that have held, currently hold or may hold a Claim or other debt or liability that is discharged or an interest or other right of an equity holder that is impaired pursuant to the terms of the Plan are permanently enjoined from taking any of the following actions against the Debtor, the Debtor's Estate, the Reorganized Debtor or its property on account of any such discharged Claims, debts or liabilities or terminated interests or rights: (i)



1 commencing or continuing, in any manner or in any place, any action or other proceeding; (ii)  
2 enforcing, attaching, collecting or recovering in any manner any judgment, award, decree or order;  
3 (iii) creating, perfecting or enforcing any lien or encumbrance; (iv) asserting a setoff, right of  
4 subrogation or recoupment of any kind against any debt, liability or obligation due to the Debtor;  
5 and (v) commencing or continuing any action in any manner, in any place that does not comply with  
6 or is inconsistent with the provisions of the Plan. **By accepting distribution pursuant to the Plan,  
7 each holder of an Allowed Claim receiving a Distribution pursuant to the Plan will be deemed  
8 to have specifically consented to the injunctions set forth in this Section.**

9 5. **Exculpations and Releases.** Article III.D.12 of the Plan provides an injunction in  
10 the form of exculpations and releases as follows: “To the maximum extent permitted by law, neither  
11 the Debtor, the Reorganized Debtor, the Committee members, FS DIP, the New Equity Investor nor  
12 any of their successors and assigns, advisors, attorneys, employees, officers, directors, shareholders,  
13 agents, members, representatives, or Professionals employed or retained by any of them whether or  
14 not by Bankruptcy Court order, each in their capacity as such, shall have or incur liability to any  
15 Person for an act taken or omitted to be taken in connection with, or related to formulating,  
16 negotiating, soliciting, preparing, confirming, implementing, or consummating the Plan or the  
17 transactions contemplated therein, or a contract, instrument, release or other agreement or document  
18 created or entered into in connection with the Plan; provided, however, that each of the above  
19 Persons shall be entitled to rely upon the advice of counsel concerning his or her duties pursuant to,  
20 or in connection with, the Plan or any related document, instrument or agreement; provided further  
21 that the foregoing exculpation shall have no effect on liability of any Person that results from any act  
22 or omission that is determined in a Final Order to have constituted fraud, gross negligence, or willful  
23 misconduct.”

24 The above summaries are described in more detail in the Plan and Disclosure Statement. As  
25 set forth on the second page of this notice, copies of the Plan and Disclosure Statement are available  
26 (free of charge) at <https://cases.stretto.com/FrontSight>.

27 If you did not receive a copy of a ballot with this Notice, then the Debtor does not believe  
28 that you are a creditor entitled to vote on the Plan. If you disagree, you may submit a written request  
for a ballot to Debtor’s counsel, BG Law LLP, Attn: Susan Seflin, Esq. by email at [sseflin@bg.law](mailto:sseflin@bg.law).  
If you received a copy of a ballot and you hold a priority or administrative claim or you do not have  
a claim against the Debtor, please disregard the ballot.

If you received a ballot with this Notice and you are entitled to vote on the Plan, **to have  
your vote count, you must complete, sign and return the Ballot so that it is actually received by  
the Debtor’s claims and noticing agent on or before 10:00 p.m. Pacific time on \_\_\_\_\_, 2022.  
Ballots must be delivered by U.S. Mail, personal delivery, overnight mail or electronically to:**

Front Sight Management LLC Ballot Processing  
C/O Stretto  
410 Exchange, Suite 100  
Irvine, CA 92602  
<https://balloting.stretto.com/>

Dated: \_\_\_\_\_, 2022

BG Law LLP

By: \_\_\_\_\_

Susan K. Seflin

Attorneys for Chapter 11 Debtor in Possession