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7 Proposed Attorneys for Chapter 11 Debtor
 and Debtor in Possession

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

11 In re
 12 Front Sight Management, LLC,
 13

Case No. 22-11824-abl

Chapter 11

Requested Hearing Date: As soon as possible
Requested Hearing Time:

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 18 **EX PARTE APPLICATION FOR ORDER SHORTENING TIME TO**
 19 **HEAR THE DEBTOR’S FIRST DAY EMERGENCY MOTIONS;**
 20 **DECLARATION OF STEVEN T. GUBNER IN SUPPORT THEREOF**

21 Front Sight Management, LLC dba Front Sight Firearms Training Institute, the chapter 11
 22 debtor in possession herein (the “Debtor”), hereby files its *ex parte* application (the “Application”)
 23 for an order shortening time to hear the following initial first day emergency motions filed in the
 24 Debtor’s bankruptcy case (collectively, the “First Day Emergency Motions”):

- 25 1. *Emergency Motion for Order Extending Time to File Bankruptcy Schedules and*
Statement of Financial Affairs [Doc. #8];
- 26 2. *Emergency Motion for Order (I) Authorizing the Establishment of Certain Noticing*
Procedures; (II) Establishing Bar Dates and Procedures for Filing Proofs of Claim; and (III)
 27 *Authorizing the Debtor to Keep Its Member List Confidential* [Doc. #6];
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1 3. *Emergency Motion for Order Authorizing Maintenance of Certain Prepetition Bank*
2 *Accounts and Merchant Accounts and Cash Management System* [Doc. #7];

3 4. *Emergency Motion for Entry of an Order: (1) Authorizing, But Not Requiring, Debtor*
4 *to Pay or Honor (A) Prepetition Wages, Salaries, and Other Compensation Including*
5 *Reimbursement of Expenses and (B) Prepetition Medical, Workers' Compensation, Paid Time Off,*
6 *and Similar Benefits; and (2) Authorizing and Directing Applicable Banks and Other Financial*
7 *Institutions to Receive, Process, Honor, and Pay Checks Presented for Payment and to Honor Fund*
8 *Transfer Requests* [Doc. #9];

9 5. *Emergency Application for the Entry of an Order Authorizing the Debtor to Employ and*
10 *Retain Stretto as Claims, Noticing and Solicitation Agent* [Doc. #10];

11 6. *Emergency Motion for Entry of Interim and Final Orders: (1) Authorizing Debtor to*
12 *Obtain Post-Petition Financing, (II) Granting Priming Liens and Administrative Expense Claims,*
13 *(III) Authorizing the Debtor's Use of Cash Collateral, (IV) Modifying the Automatic Stay, and (V)*
14 *Granting Related Relief* [Doc. #4];

15 7. *Emergency Motion for Entry of an Order Authorizing the Debtor to Honor and*
16 *Continue Certain Customer Programs and Customer Obligations in the Ordinary Course of*
17 *Business* [Doc. #13]; and

18 8. *Debtor's Emergency Motion for Order Authorizing Debtor to Pay Critical Vendors and*
19 *Certain Prepetition Tax Liabilities* [Doc. #12].

20 This Application is made pursuant to Rule 9006 of the Federal Rules of Bankruptcy
21 Procedure (the "Bankruptcy Rules"), Rule 9006 of the Local Rules for the United States Bankruptcy
22 Court for the District of Nevada (the "Local Rules), the declaration of Steven T. Gubner (the
23 "Gubner Declaration") set forth herein, the Attorney Information Sheet filed concurrently herewith,
24 the points and authorities set forth below, and the papers and pleadings on file or to be filed in this
25 case, judicial notice of which is respectfully requested.

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1 **I. DECLARATION OF STEVEN T. GUBNER**

2 I, Steven T. Gubner, declare as follows:

3 1. I am an attorney duly licensed to practice law in the State of Nevada before the
4 United States Bankruptcy Court for the District of Nevada and in the State of Nevada. I am an
5 equity partner of BG Law LLP, proposed reorganization counsel for Front Sight Management, LLC,
6 the chapter 11 debtor and debtor in possession herein (the “Debtor”), and I am a responsible attorney
7 regarding this case. The facts set forth herein are based upon my personal knowledge, and, if called
8 as a witness, I could and would testify competently thereto.

9 2. By the Application, the Debtor is requesting that the First Day Emergency Motions be
10 heard on shortened time as such approval is necessary to provide for the continued uninterrupted
11 operation of the Debtor’s business post-petition, to finance the reorganization, to pay employees, to
12 stabilize operations, and ultimately to allow for a successful reorganization.

13 3. The Debtor is requesting that the First Day Emergency Motions be heard as soon as
14 the Court's calendar will allow, preferably on May 26 or May 27, 2022 as the Debtor’s next payroll
15 date is June 1, 2022. In order to timely make payroll, the Debtor must obtain (a) approval of debtor-
16 in-possession financing, (b) authority to pay pre-petition wages, and (c) authority to keep certain pre-
17 petition bank accounts open no later than May 27, 2022. The Debtor’s payroll service is ADP and
18 therefore must be funded the day prior to payroll. In order to timely fund AP on May 31, 2022, the
19 Debtor needs entered orders on its DIP financing motion, cash management motion and wage
20 motion no later than May 27, 2022 (since Monday, May 30, 2022 is a holiday).

21 4. Pursuant to Local Rule 9006(e), the Debtor will provide notice of the date and time of
22 the hearing on the First Day Emergency Motions to the Office of the U.S. Trustee, the parties
23 directly affected by the First Day Emergency Motions, and the 20 largest unsecured creditors.
24 Where such contact information is known, such notice will be sent via email or facsimile.
25 Otherwise, such notice shall be served via overnight delivery if a street address is available.

26 5. The Debtor’s proposed claim agent has already served the First Day Emergency
27 Motions via email on the Debtor’s top 20 general unsecured creditors, all creditors asserting security
28 interests in any of the Debtor’s assets, and the Debtor’s proposed DIP lender.

1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct.

3 Executed this 24th day of May, 2022 at Woodland Hills, California.

4
5 /s/ Steven T. Gubner
6 Steven T. Gubner

7 **II. LEGAL ARGUMENT**

8 Section 105 of Title 11 of the United States Code (the “Bankruptcy Code”) allows this court
9 to issue such orders as are necessary to carry out the provisions of this title. Bankruptcy Rule
10 9006(c)(1) permits a bankruptcy court, for cause shown and in its discretion, to reduce the period
11 during which any notice is given in accordance with the bankruptcy rules. Bankruptcy Rule
12 9006(c)(1) provides as follows:

13 Except as provided in paragraph (2) of this subdivision, when an act is
14 required or allowed to be done at or within a specified time by these
15 rules or by a notice given thereunder or by order of court, the court for
16 cause shown may in its discretion with or without motion or notice
17 order the period reduced.

18 Fed. R. Bankr. P. 9006(c).

19 Local Rule 9006 provides further authority for shortening the time for a hearing. According
20 to Local Rule 9006(b), every application for an order shortening time must be accompanied by a
21 declaration stating the reasons for an expedited hearing. As set forth in the Gubner Declaration,
22 there are compelling reasons for an expedited hearing on the motions identified above. The Debtor
23 is requesting that the First Day Emergency Motions be heard on shortened time as such approval is
24 necessary to provide for the continued uninterrupted operation of the Debtor’s business post-petition,
25 to finance the reorganization, to pay employees, to stabilize operations, and ultimately to allow for a
26 successful reorganization. The Debtor is requesting that the First Day Emergency Motions be heard
27 as soon as the Court's calendar will allow, preferably on May 26, 2022 or May 27, 2022 as the
28 Debtor’s next payroll date is June 1, 2022. In order to timely make payroll, the Debtor must obtain
(a) approval of debtor-in-possession financing, (b) authority to pay pre-petition wages, and (c)

1 authority to keep certain pre-petition bank accounts open no later than May 27, 2022. The Debtor’s
2 payroll service is ADP and therefore must be funded the day prior to payroll.

3 Local Rule 9006 also requires the moving party to submit an “Attorney Information Sheet”
4 indicating whether opposing counsel was provided notice, whether opposing counsel consented to a
5 hearing on an order shortening time, the date opposing counsel was provided with said notice, and
6 how such notice was provided or attempted to be provided. An Attorney Information Sheet is being
7 filed concurrently with this Application.

8 The Debtor will provide notice of the date and time of the hearing on the First Day
9 Emergency Motions to the Office of the U.S. Trustee, the parties directly affected by the First Day
10 Emergency Motions, all secured creditors and the 20 largest unsecured creditors. To the extent
11 possible, such notice shall be provided pursuant to Local Rule 9006(e) via email, facsimile, or
12 overnight delivery.

13 **III. CONCLUSION**

14 The Debtor respectfully requests that the Court grant the Application and issue an order
15 shortening time to hear the First Day Emergency Motions on the earliest possible date, preferably
16 May 26, 2022 or May 27, 2022, and for such other relief as the Court deems just and proper.

17 DATED: May 24, 2022

BG LAW LLP

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19 By: /s/ Steven T. Gubner
20 Steven T. Gubner
21 Susan K. Seflin
22 Jessica Wellington
23 Proposed Attorneys for Chapter 11
24 Debtor and Debtor in Possession
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