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12 Attorneys for Province, LLC, solely in its capacity as
 13 the Liquidating Trustee of the Front Sight Creditors Trust

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

<p>16 In re:</p> <p>17 Front Sight Management LLC,</p> <p>18 Debtor.</p>	<p>19 Case No. 22-11824-abl</p> <p>20 Chapter 11</p> <p>21 Hearing Date: April 13, 2023 Hearing Time: 9:30 a.m.</p>
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22 **OMNIBUS DECLARATION OF AMANDA DEMBY SWIFT IN SUPPORT OF THE**
 23 **LIQUIDATING TRUSTEE’S: (A) ELEVENTH OMNIBUS OBJECTION TO PROOFS OF**
 24 **CLAIM THAT ASSERT AN INCORRECT PRIORITY; (B) TWELFTH OMNIBUS**
 25 **OBJECTION TO LATE-FILED PROOFS OF CLAIM; AND (C) THIRTEENTH OMNIBUS**
 26 **OBJECTION TO DUPLICATE CLAIMS**

27 I, Amanda Demby Swift, hereby declare as follows:

28 1. I am a principal of Province, LLC (the “Liquidating Trustee”), which is the duly appointed liquidating trustee for the Front Sight Creditors Trust (the “Trust”), and I am the individual charged with acting on the Liquidating Trustee’s behalf. In my capacity in serving on behalf of the Liquidating Trustee, I am responsible for overseeing and generally managing the Trust’s efforts to maximize the value of the estate for distributions to holders of allowed general unsecured claims.

1 2. Except as otherwise indicated, all statements herein are based on my personal
2 knowledge, my review of Front Sight Management LLC’s (the “Debtor”) books and records, and/or
3 my opinion based upon my experience and knowledge of the matters at issue. I am over 18 years of
4 age, and if called upon to testify, I could and would competently testify to each of the facts set forth
5 herein based on my personal knowledge, review of the documents, or opinion. I am authorized to
6 submit this Declaration on the Liquidating Trustee’s behalf.

7 3. The Liquidating Trustee and its professionals are in possession of the Debtor’s books
8 and records including those records relating to amounts paid to the Debtor by its members.

9 4. I make this declaration in support of the *Eleventh Omnibus Objection to Proof of*
10 *Claim that Assert an Incorrect Priority* [ECF No. 709] (the “Eleventh Objection”), the *Twelfth*
11 *Omnibus Objection to Late-Filed Proofs of Claim* [ECF No. 711] (the “Twelfth Objection”), and the
12 *Thirteenth Omnibus Objection to Duplicate Claims* [ECF No. 713] (the “Thirteenth Objection,” and
13 collectively with the Eleventh Objection and Twelfth Objection, the “Omnibus Objections”) filed
14 herewith. Any capitalized term not defined in this Declaration has the same meaning ascribed to it
15 in the applicable claim objection.

16 5. After careful review, the Liquidating Trustee has determined that the Incorrect
17 Priority Claims in the Eleventh Objection are not entitled to priority.

18 6. After reviewing the Claims and in consultation with the Trust’s professionals, the
19 Liquidating Trustee has determined that each of the Incorrect Priority Claims was filed by a
20 Claimant that appears to be a pre-petition member of the Debtor who is asserting a claim against the
21 estate based on account of amounts paid by the Claimants for their memberships and member
22 rewards. To the best of my knowledge and upon information and belief, it appears that each
23 Claimant purchased or was given memberships to the Debtor and subsequently purchased or was
24 given membership rewards.

25 7. To the best of my knowledge and upon information and belief, with the payment of
26 the membership fee, each Claimant was immediately a member of the Debtor and was entitled to
27 immediate use of the Debtor’s facilities. To the best of my knowledge and upon information and
28 belief, the up-front payments provided by the Claimants were for an immediate service, which was

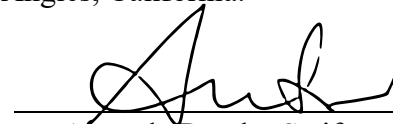
1 provided to the Claimants, i.e., to become members of the Debtor, and not for a future right to buy,
2 lease or rent any property. Accordingly, the up-front payments made by the Claimants for their
3 memberships and member rewards were not deposits and it is my understanding that they are
4 therefore not entitled to priority.

5 8. After careful review, the Liquidating Trustee has determined that the Late-Filed
6 Claims in the Twelfth Objection were filed after the deadline of January 3, 2023, for the pre-petition
7 members of the Debtor to file proof of claims for claims arising out of rejection of their
8 memberships.

9 9. After careful review, the Liquidating Trustee has determined that that the Duplicate
10 Claims set forth in the Thirteenth Objection are duplicative of the Second Claims filed in the
11 Debtor's chapter 11 case. The Liquidating Trustee objects to the Duplicate Claims because they
12 duplicate other claims filed by the respective claimants against the Debtor and each claimant is
13 entitled to only one claim against the Debtor.

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

16 Executed on this 17th day of February, 2023 in Los Angeles, California.

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19 Amanda Demby Swift