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24 Attorneys for Plaintiffs

25 UNITED STATES DISTRICT COURT  
26 NORTHERN DISTRICT OF CALIFORNIA  
27 SAN JOSE DIVISION

28 STACY JAMES, WILLIAM HAAG and  
29 MICHAEL SCHRIBER, Individually, On  
30 Behalf of All Others Similarly Situated and  
31 On Behalf of the General Public,

32 Plaintiffs,

33 vs.

34 IGNATIUS A. PIAZZA, FRONT SIGHT  
35 MANAGEMENT INCORPORATED dba  
36 FRONT SIGHT FIREARMS TRAINING  
37 INSTITUTE, MICHAEL MEACHER and  
38 BRAD ACKMAN,

39 Defendants.

Case No.: C 05-04532 JW

**STIPULATED REQUEST FOR  
ORDER CHANGING TIME FOR  
FILING OF DOCUMENTS AND  
[PROPOSED] ORDER THEREON  
[CIVIL L.R. 6-1, 6-2, 7-12]**

Motion Hearing

Date: October 16, 2006

Time: 10:00 a.m.

Courtroom: 8

Judge: Honorable Judge James  
Ware

1 Comes now, Class Plaintiffs, Stacy James, William Haag and Michael Schriber,  
2 through counsel, Law Offices of Greer & Associates, A.P.C., by Steven J. Roberts, Esq.,  
3 and Defendants Ignatius A. Piazza and Front Sight Management Incorporated dba Front  
4 Sight Firearms Training Institute ("Front Sight") through counsel, Bartsch & Webb, by  
5 Eric L. Webb, Esq., and stipulate as follows:

6 1. Front Sight has entered into a Purchase and Sale Agreement as of August 10,  
7 2006 calling for the sale of Front Sight's real property located in Nye County, Nevada. An  
8 escrow has been opened;

9 2. Escrow is set to close on December 8, 2006;

10 3. The sale is contingent upon this Court's approval;

11 4. The parties have agreed in principle upon terms of settlement and the  
12 Stipulation of Settlement and moving papers are in draft form. Pursuant to Order of this  
13 Court, Honorable James Ware presiding, dated July 10, 2006 (Docket Document Number  
14 51) the hearing on the proposed Settlement is set for October 16, 2006 at 10:00 a.m. with  
15 notice of settlement to be provided at least thirty (30) days prior to the hearing date; i.e.,  
16 September 16, 2006;

17 5. In order to fund the proposed settlement, the sale of Front Sight's real  
18 property is required. The parties believe that the proposed sale terms are fair and  
19 reasonable and will provide a mechanism for Front Sight's continued operations,  
20 construction of a new Firearms Training Facility, and terminate this litigation;

21 6. Voluminous unopposed moving papers are being prepared and circulated on  
22 the proposed settlement. The parties realistically need a six (6) day extension of time to  
23 file moving papers. The terms of both the proposed sale and settlement are quite  
24 complicated and require careful review and comment by the parties and counsel.  
25 Accordingly, the parties request that the court enter an Order Changing Time for filing of  
26 the unopposed settlement from September 16, 2006 to September 22, 2006. The parties  
27 still plan to file the proposed sale motion papers on September 16, 2006. The hearing date  
28 of October 16, 2006 to be unaffected;

1           7.    The parties desire to keep the October 16, 2006 hearing date on calendar as  
2 there is an extremely expedited time frame in place with the proposed buyer and delay  
3 could prejudice the sale which in turn could thwart the proposed settlement. Due  
4 diligence and disclosures are currently being performed by both Front Sight and proposed  
5 buyer;

6           8.    Good cause exists for the request as:

7           (a)    There have been no prior time modifications in this case by  
8 stipulation;

9           (b)    The previous time modifications in this case have been by the Court  
10 pursuant to (i) Order dated March 30, 2006 (Docket Document  
11 Number 21) changing the hearing date on Defendants' Rule 12(b)(6)  
12 motion from April 10, 2006 to April 24, 2006, (ii) Order  
13 Rescheduling Case Management Conference dated April 4, 2006  
14 (Docket Document Number 28) changing the conference date from  
15 April 10, 2006 to April 24, 2006, and (iii) Order dated May 16, 2006  
16 (Docket Document Number 32) Continuing hearing on Order to  
17 Show Cause re Appointment of Receiver changing the date from July  
18 3, 2006 to July 10, 2006;

19           (c)    The effect of the requested time modification will have no impact on  
20 the schedule of the case excepting to provide additional time for the  
21 parties to carefully craft the moving papers on the motions for  
22 proposed sale and settlement in such a way to allow for the  
23 expeditious resolution of this litigation; and,

24           9.    The Request for Order Changing Time is not being sought for purposes of

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1 delay or other improper reason. Good cause exists and the hearing date of October 16,  
2 2006 will not be impacted.

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Dated: September 8, 2006

BARTSCH & WEBB

By:   
Eric L. Webb, Esq.  
Duane L. Bartsch, Esq.  
Attorneys for Defendants

Dated: September 8, 2006

LAW OFFICES OF GREER & ASSOCIATES, A.P.C.

By:   
C. Keith Greer, Esq.  
Steven J. Roberts, Esq.  
Attorneys for Plaintiffs

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED. The hearing on the unopposed motion for the preliminary approval of settlement, providing for notice and appointment of class counsel shall be on October 16, 2006, at ~~10:00~~ 9:00 a.m. with moving papers filed no later than September 22, 2006.

Dated: 9/12/06

  
JAMES WARE  
United States District Judge