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7 Attorneys for Plaintiffs

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN JOSE DIVISION

11 STACY JAMES, WILLIAM HAAG and  
 MICHAEL SCHRIBER, Individually, On  
 12 Behalf of All Others Similarly Situated and  
 On Behalf of the General Public,

13 Plaintiffs,

14 vs.

15 IGNATIUS A. PIAZZA, FRONT SIGHT  
 16 MANAGEMENT INCORPORATED dba  
 FRONT SIGHT FIREARMS TRAINING  
 17 INSTITUTE, MICHAEL MEACHER and  
 BRAD ACKMAN,

18 Defendants.

Case No.: C 05-04532 JW

CLASS ACTION

~~PROPOSED~~ PARTIAL  
 JUDGMENT AND JUDGMENT  
 LIEN UPON REAL  
 PROPERTY/ASSETS  
 [FRCP 54(b)]

1 Pursuant to paragraph 2.1.1 of the First Amended Stipulation of Settlement of Class  
 2 Action preliminarily approved by Order of this Court dated December 21, 2006,  
 3 paragraph 20 of the December 21, 2006 Order and Federal Rules of Civil Procedure Rule  
 4 54(b) the Court hereby enters Partial Judgment in favor of the Settlement Class comprised  
 5 of all persons who purchased or otherwise acquired lifetime Front Sight Memberships  
 6 from Front Sight Management Incorporated dba Front Sight Firearms Training Institute  
 7 ("Front Sight") during the period between January 1, 1997 and September 28, 2006,  
 8 inclusive and against Front Sight as follows:

- 9 1. In the principal amount of \$8,050,000.00;
- 10 2. The judgment shall bear simple interest at the rate of five percent (5%) per  
 11 annum commencing December 21, 2006;
- 12 3. The judgment shall act, *inter alia*, as a judgment lien upon Front Sight's  
 13 assets including its real property and water rights located in the County of Nye, State of  
 14 Nevada, bearing parcel numbers 45-481-05 and 45-481-06 (the "Nevada Real Property")  
 15 and more particularly described as follows:

16 **LEGAL DESCRIPTION**

17 **LOT 1:**

18 A tract of land being a portion of Tract 38, of the Fraction Township 22  
 19 South, Range 54 East, M.D.M. as shown by the Independent Re-Survey and Survey  
 20 with Tract Segregation filed with the Bureau of Land Management on May 10,  
 21 1935, all situated in Nye County, Nevada, more particularly described as follows:

22 Beginning at the north boundary corner of the most westerly boundary line  
 23 of said Tract 38, being the corner known as "AP11" of Tract 38 as shown by said  
 24 Bureau of Land Management survey; Thence along the boundary line of said Tract  
 25 38 on the following three (3) courses: 1) S89°55'56"W, 1318.50 feet; Thence 2)  
 26 N00°48'15"W, 1309.00 feet; Thence 3) N89°19'08"W, 1310.94 feet; Thence  
 27 S07°25'58"W, 864.51 feet; S51°50'25"E, 540.22 feet; Thence S85°06'44"E,  
 28 391.56 feet; S44°07'13"E, 886.99 feet; Thence, S32°07'51"E, 909.73 feet to a point

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1 on the boundary line of Tract 38,861.95 feet; Thence S89°59'28"E along said  
 2 boundary line of Tract 38, 861.95 feet; Thence N00°48'57"W along said boundary  
 3 line of Tract 38, 1308.90 feet to the Point of Beginning, containing 3,361,454  
 4 square feet, or 77.168 acres of land, more or less.

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 6 **LOT 2:**

7 A tract of land being a portion of Tract 38, of the Fraction Township 22  
 8 South, Range 54 East, M.D.M. as shown by the Independent Re-Survey and Survey  
 9 with Tract Segregation filed with the Bureau of Land Management on May 10,  
 10 1935, all situated in Nye County, Nevada, more particularly described as follows:

11 Commencing at the north boundary corner of the most westerly boundary  
 12 line of said Tract 38, being the corner known as "AP11" of Tract 38 as shown by  
 13 said Bureau of Land Management survey; Thence along the boundary line of said  
 14 Tract 38 on the following three (3) courses: 1) S89°55'56"W, 1318.50 feet to  
 15 "AP12" of said Tract 38; Thence 2) N00°48'15"W, 1309.00 fee to "AP13" of said  
 16 Tract 38; Thence 3) N89°19'08"W, 1310.94 feet to the **Point of Beginning** of the  
 17 tract of land described herein; Thence S07°25'58"W, 864.51 feet; S51°50'25"E,  
 18 540.22 feet; Thence S85°06'44"E, 391.56 feet; S44°07'13"E, 886.99 feet; Thence  
 19 S32°07'51"E, 909.73 feet to a point on the boundary line of said Tract 38; Thence  
 20 along said boundary line of Tract 38 on the following eleven (11) courses: 1)  
 21 N89°59'28"W, 456.95 feet; Thence 2) S00° 19'21"E, 2632.07 feet; Thence 3)  
 22 N89°43'00"W, 2650.49 feet; Thence 4) N00°00'22"W, 2637.91 feet; Thence 5)  
 23 N89°33'52"W, 2645.16 feet; Thence 6) N00°21'41"E, 2638.39 feet; Thence 7)  
 24 S89°18'43"E, 1308.09 feet; Thence 8) N01°14'10"E, 1318.86 feet; Thence 9)  
 25 S88°49'59"E, 1266.00 feet; Thence 10) S00°32'57"E, 1307.62 feet; Thence 11)  
 26 S89°19'08"E, 1302.28 feet to the **Point of Beginning**, containing 20,821,883  
 27 square feet, or 478.005 acres of land, more or less.

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[PROPOSED] PARTIAL JUDGMENT, *James v. Piazza*, Case No. CV 05-04532 JW

1 Including all water rights, of any legal kind or nature, appurtenant to the above  
2 described real property, including, but not limited to, the following:

3 **WATER RIGHTS**

4 On file with the Nevada State Engineers Office:

5 Permit 24071 (as abrogated)

6 Permit 57649 (as abrogated)

7 Permit 62443

8 Permit 62444

9 Permit 62445

10 Permit 62446

11 Permit 62434

12 Permit 62435

13 Permit 64832

14 Permit 64833

15 Permit 64834

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17 4. The Settlement Class shall not enforce the Partial Judgment by way of  
18 execution and sale of Front Sight's assets including the Nevada Real Property until  
19 January 1, 2008 or upon further order of the Court;

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1           5.     Front Sight shall not sell, transfer or encumber the Nevada Real Property  
2 without prior Court approval and Order thereon.

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4  
5 Dated: January 10 2007

  
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JAMES WARE  
United States District Judge

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9 Submitted by:

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By:   
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