



**ENTERED**

TAWANA C. MARSHALL, CLERK  
THE DATE OF ENTRY IS  
ON THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

A handwritten signature in black ink, appearing to read "H. C. George", is written over a horizontal line.

United States Bankruptcy Judge

Signed April 13, 2010

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

In re:	§	Case No. 09-37010 (SGJ)
	§	
ERICKSON RETIREMENT	§	CHAPTER 11
COMMUNITIES, LLC, <i>et al.</i>	§	(Jointly Administered)
	§	
	§	
Debtors. <sup>1</sup>	§	

**AGREED ORDER REGARDING STIPULATION  
BETWEEN THE DEBTORS AND HCP INC.**

On April 13, 2010, HCP, Inc. and its affiliated entities HCP ER6, LP, HCP ER2, LP, and HCP ER3, LP (together with HCP Inc., "HCP") and the Debtors filed their *Stipulation Between the Debtors and HCP Inc. for Temporary Allowance of Certain Claims for Purposes of Voting to Accept or Reject the Plan* [Docket No. 1305] (the "Stipulation"). The Court believes that it is

<sup>1</sup> The Debtors in these chapter 11 cases are Erickson Retirement Communities, LLC, Ashburn Campus, LLC, Columbus Campus, LLC, Concord Campus GP, LLC, Concord Campus, LP, Dallas Campus GP, LLC, Dallas Campus, LP, Erickson Construction, LLC, Erickson Group, LLC, Houston Campus, LP, Kansas Campus, LLC, Littleton Campus, LLC, Novi Campus, LLC, Senior Campus Services, LLC, Warminster Campus GP, LLC, Warminster Campus, LP (collectively, the "Debtors").

in the best interest of the parties to clarify the record regarding HCP's proofs of claim for voting purposes and to recognize the agreement reached by the parties. It is therefore

**ORDERED** that the Stipulation is approved; and it is further

**ORDERED**, that HCP's Allowed Claims (as defined in the Stipulation) and Expunged Claims (as defined in the Stipulation) for purposes of voting on the Plan shall be as set forth on **Schedule I** to the Stipulation. The Stipulation shall not affect any other rights held by HCP or the Debtors with respect to any of the HCP proofs of claim.

### End of Order ###

Submitted By:

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- and-

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**COUNSEL TO THE DEBTORS**

# CERTIFICATE OF NOTICE

District/off: 0539-3  
Case: 09-37010

User: mmathews  
Form ID: pdf012

Page 1 of 1  
Total Noticed: 1

Date Rcvd: Apr 14, 2010

The following entities were noticed by first class mail on Apr 16, 2010.  
aty Lucas R. Bailey, Latham & Watkins LLP, 355 S Grand Avenue, Los Angeles, CA 90071-1560

The following entities were noticed by electronic transmission.  
NONE.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

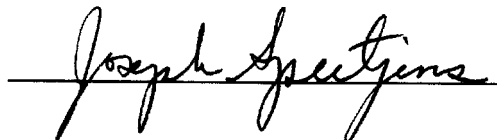
TOTAL: 0

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Apr 16, 2010

Signature:

A handwritten signature in black ink, reading "Joseph Speetjens", written over a horizontal line.