

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

<hr/>)	Chapter 11
In re:)	
)	
ERICKSON RETIREMENT)	Case No. 09-37010 (SGJ)
COMMUNITIES, LLC, et al.,)	
)	Jointly Administered
Debtors)	
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**STIPULATION BY AND BETWEEN ERICKSON RETIREMENT COMMUNITY, LLC
AND ILLINOIS UNION INSURANCE COMPANY TO CANCEL
EXCESS COMMERCIAL PROPERTY POLICY NO. D37372717 001**

Subject to the approval of the Court, Erickson Retirement Community, LLC ("Debtor") and Illinois Union Insurance Company ("Illinois Union"), by and through their undersigned counsel, hereby stipulate to cancel the Excess Commercial Property Policy No. D37372717 001, for a policy term of November 14, 2009 - October 15, 2010, and in support thereof aver as follows:

1. This Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§157 and 1334. This matter is a core proceeding pursuant to 28 U.S.C. §157(b)(O). This Court has the authority to grant the relief requested pursuant to 11 U.S.C. §105(a).
2. Illinois Union is a company whose business includes issuing excess commercial property policies.
3. Illinois Union issued Excess Commercial Property Policy No. D37372717 001 for a policy term of November 14, 2009 - October 15, 2010 to the Debtor (hereinafter, the "Policy").
4. On or about April 16, 2009, the Court has confirmed the Debtors' Fourth Amended Joint Plan of Reorganization under Chapter 11 of the Bankruptcy Code (the "Plan").

5. The Policy was not assumed by the Debtors.

6. As of the Effective Date of the Plan, all property of the Debtors' Estates will vest in the Reorganized Debtors, the Liquidating Creditor Trust, or the Acquisition Companies.

7. The Debtors and Illinois Union have agreed to cancel the Policy as of the Effective Date of the Plan.

8. The cancelation of the Policy is in the best interest of the Debtor's Estate since the Debtor will be divested of any insurable interests as of the Effective Date of the Plan.

9. Notice of the instant Stipulation has been given to (i) the United States Trustee for the Northern District of Texas, (ii) Counsel to the Official Committee of Unsecured Creditors; (iii) Counsel for Redwood.

WHEREFORE, the Erickson Retirement Community, LLC and Illinois Union Insurance Company hereby stipulate to cancel the Excess Commercial Property Policy No. D37372717 001, for a policy term of November 14, 2009 - October 15, 2010, as of the Effective Date of the Plan.

Respectfully submitted,

GLAST, PHILLIPS & MURRAY PC

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