

Briana L. Cioni
Stutzman, Bromberg, Esserman & Plifka,
A Professional Corporation
2323 Bryan Street, Suite 2200
Dallas, Texas 75201-2689
Telephone: (214) 969-4900
Facsimile: (214) 969-4999

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

In re:	§	Case No. 09-37010-SGJ
	§	Chapter 11
ERICKSON RETIREMENT COMMUNITIES, LLC ET AL.,	§	
	§	Jointly Administered
	§	
Debtors.	§	

**NOTICE OF FILING PROOF OF CLAIM OF RPH INDUSTRIAL, LLC PURSUANT TO
SECTION 10.3 OF DEBTORS CONFIRMED CHAPTER 11 PLAN**

RPH Industrial, LLC, by its undersigned counsel, hereby files its proof of claim for damages resulting from the rejection of its lease with Erickson Retirement Communities, LLC. Pursuant to Section 10.3 of the Debtors' confirmed Chapter 11 Plan of Reorganization (the "Plan"), all claims resulting from the rejection of executory contracts and unexpired leases are to be filed with the Bankruptcy Court, rather than with the Debtors' appointed claims administrator, within thirty (30) days from the effective date of the Plan. The Plan's effective date was April 30, 2010. A true and correct copy of RPH Industrial, LLC's claim is attached hereto as Exhibit A.

Respectfully Submitted,

STUTZMAN, BROMBERG, ESSERMAN &
PLIFKA, A PROFESSIONAL CORPORATION

By: /s/ Briana L. Cioni

Briana L. Cioni
State Bar No. 24044161
2323 Bryan Street, Suite 2200
Dallas, Texas 75201-2689
Telephone: (214) 969-4900

Facsimile: (214) 969-4999
And

Patricia A. Borenstein
Miles & Stockbridge P.C.
10 Light Street
Baltimore, Maryland 21202
Telephone: (410) 727-6464
Facsimile: (410) 698-1343

Attorneys for RPH Industrial, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this document will be electronically mailed to the parties that are registered or otherwise entitled to receive electronic notices in this case pursuant to the Electronic Filing Procedures in this District and to the parties in interest listed below via U. S. Mail Postage prepaid on this 27th day of May 2010.

Vincent Slusher, Esquire
DLA Piper, LLP US
1717 Main St. Suite 4600
Dallas, TX 75201-4605

Attorney for Debtor

/s/ Patricia A. Borenstein
Patricia A. Borenstein