

UNITED STATES BANKRUPTCY COURT Northern District of Texas (Dallas Division)

PROOF OF CLAIM

Name of Debtor: Erickson Retirement Communities, LLC

Case Number: 09-37010

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

Check this box to indicate that this claim amends a previously filed claim.

Name and address where notices should be sent:

20835747007852
DAILEY, CHRISTA
10 FAWN DR
SHREWSBURY, PA 17361

YOUR CLAIM IS SCHEDULED AS:
Schedule/Claim ID: s2857
AMOUNT/CLASSIFICATION
\$22,756.00 UNSECURED

Court Claim Number:
(If known)

Filed on:

RECEIVED

Name and address where payment should be sent (if different from above):

JAN 25 2010
BMC GROUP

Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Check this box if you are the debtor or trustee in this case.

Telephone number: 717-235-4103

1. Amount of Claim as of Date Case Filed: \$ 22,756

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4).

Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).

Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).

Other - Specify applicable paragraph of 11 U.S.C. §507 (a)().

Amount entitled to priority:

\$

*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

2. Basis for Claim: services performed

3. Last four digits of any number by which creditor identifies debtor: 3375

3a. Debtor may have scheduled account as:

4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: Real Estate Motor Vehicle Other

Value of Property: \$ Annual Interest Rate %

Amount of arrearage and other charges as of time case filed included in secured claim,

if any: \$ Basis for perfection:

Amount of Secured Claim: \$ Amount Unsecured: \$

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements.

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

Date: 1/15/10

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above.

Handwritten signature and initials RN

FOR COURT USE ONLY

Erickson Ret. Comm. LLC



00597



Maryland • New Jersey • Massachusetts • Michigan • Virginia • Pennsylvania

March 10, 2004

Dear Growth Participation Plan Participant:

As provided under the Growth Participation Plan, (the "Plan") the Plan Administrator will provide certain information on an annual basis to all participants. This information will be provided by June 30 of each year.

The information is as follows:

1. Value per unit based on 12/31/03 results: \$900.00 per unit.
(Copy of valuation and report by PriceWaterhouse Coopers attached.)
2. Put Period – March 15, 2004 through March 29, 2004.
(Vested employees may redeem up to 10% of their total unit grant(s) during this period. To the extent that the vested employee is over 50 years old or has been employed with the company 20 years, the participant may put a maximum of up to 33 1/3 %.)

We are pleased to announce a \$10.00 per unit distribution. If you are vested under the Plan as of March 8, 2004 (five years of Full Time employment), a distribution check will be issued to you on March 12, 2004 equal to \$10.00 X (number of units you have) less any appropriate taxes.

If you are not vested but have previously received a distribution and have established a deferred compensation money market account with Pen-Cal, the distribution will be placed in that account based on the percentages that you have already established. You do not need to fill out any additional forms. Documents are attached explaining the account and the funds that you may choose to invest in. For those who do not have an account already established with Pen-Cal, an enrollment form is also enclosed (investment information will follow). Please complete the form and return to Gary Cole, Human Resources Department, Corporate Office by April 1, 2004, who will then forward them to Pen-Cal. Once Pen-Cal receives your enrollment form, you will be able to access your account and invest your funds via the phone or internet as you desire.

Sincerely,

The Plan Administrators



Dear Christa F Dailey:

As you are now aware, big changes are ahead for the Growth Participation Plan (GPP). As we prepare for the new vision of the Plan, we prepare for the payout of the existing unit grant values.

With the establishment of the new unit value of \$1201.74, your total unit grant(s) is now worth ~~\$67024~~. As announced, we will begin to pay out your unit grant in the existing plan over a four year period starting on May 18. The initial installment on your payout is \$16756. ~~The remaining unit grant will earn interest at a rate of 9% until the final installment, scheduled to be paid in 2009.~~

As a vested employee, the payout will be sent to you as ordinary payroll checks are. One difference is that this will be a live check, even if your regular paycheck is normally deposited directly with your bank.

If you have any questions about your vesting date or the value of your unit grant, please contact your Human Resources department.

All funds paid out of the GPP are paid as ordinary earnings and will be taxed accordingly. We will be providing financial planning resources to help you plan how to invest the proceeds of the GPP. We will forward additional information in the coming weeks. Please remember that you have an hour of time with a financial advisor available through the Employee Help Line. Just call 1-888-300-0431 to arrange an appointment.

If you have any other questions regarding the GPP, please contact your Human Resources Department.

Sincerely,

The Plan Administrators