Date: 2/24/10

SCANNING.

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. Attach copy of power of attorner if any.

I gan, Senior Legal Assistant

Adrienne M. Logan, Senior Legal Assistant

If the documents are not available, please explain:

ACE Group, 436 Walnut Street, WA04K, Philadelphia, PA 19106 (215,640.2921)

the date of adjustment. FOR COURT USE ONLY

*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with

respect to cases commenced on or after

Erickson Ret. Comm. LLC

EXHIBIT A TO PROOF OF CLAIM OF ACE FIRE UNDERWRITERS INSURANCE COMPANY, ET AL.

In re Columbus Campus, LLC., Case No. 09-37019 (Bankr. Northern District of Texas)

Creditor ACE Fire Underwriters Insurance Company, and or possibly other affiliated members of the ACE group of companies (collectively "ACE") submit the foregoing Proof of Claim and in support thereof aver as follows:

- 1. ACE entered into a number of insurance policies which provided coverage for Erickson Retirement Communities, LLC and and/or its various affiliated companies. These insurance policies include, among other things, Builder's Risk and Excess Builder's Risk Policies (collectively "Insurance Policies").
- 2. A list of the presently-known Insurance Policies is set forth below. However, this matter is still under investigation and ACE reserves the right to supplement or amend this list.

| Insurer | Policy Number |
|---------------------------------|----------------|
| | |
| ACE Fire Underwriters Insurance | |
| Company | 120800070 0001 |
| ACE Fire Underwriters Insurance | |
| Company | |
| | 108632455 0001 |
| ACE Fire Underwriters Insurance | |
| Company | |
| | 108632583 0001 |
| ACE Fire Underwriters Insurance | |
| Company | |
| | 108632595 0001 |

3. Because the foregoing Policies are voluminous, they are not attached hereto. Copies of the documents may be obtained from counsel for ACE, Helen R. Heifets, Esquire and Michael A. Shapiro, Esquire, Esquire, Bazelon Less & Feldman, P.C., 1515 Market

- St., Suite 700, Philadelphia, PA 19102, telephone: (215) 568-1155, email: hheifets@bazless.com; mshapiro@bazless.com.
- 4. On October 19, 2009, Erickson Retirement Communities LLC and its various subsidiaries and affiliated companies (the "Debtors") filed for Chapter 11 bankruptcy in this Court.
- 5. The precise nature and amount of ACE's claim or claims against the Debtors are still under investigation and therefore are not yet liquidated.
- 6. In filing this Proof of Claim, ACE is not waiving or prejudicing its rights to (a) require the Debtors to satisfy their obligations to pay premiums, deductibles and/or self-insured retentions in accordance and/or draw upon any collateral in the event the Debtors fail to do so, and/or to (b) deny or refuse coverage based upon the Debtors' failure to satisfy their obligations, all as set forth in the Insurance Policies.
- 7. In filing this Proof of Claim, ACE is not consenting to Bankruptcy Court jurisdiction over any coverage issues that may arise under the Insurance Policies.
- 8. In filing this Proof of Claim, ACE is not waiving any applicable right it may have to arbitrate any disputes with the Debtors.
- 9. To the extent the Debtors provided any collateral, including but not limited to cash and/or letters of credit, to pay for and/or secure their obligations under the Insurance Policies, it is the position of ACE that such collateral is not property of the Debtors' estate.
- 10. Some or all of ACE's claims may be entitled to treatment as an administrative claim.

11. ACE also asserts recoupment and set-off rights in any amounts (including but not limited to any return premium and/or premium reimbursement) that ACE might otherwise owe to the Debtors.

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- 12. This Proof of Claim is filed pursuant to the Court's Bar Date Order. ACE consents only to this Court's jurisdiction to determine the amount of ACE's allowed claim against the bankruptcy estate and not for any other purpose, including without limitations, the sufficiency of the collateral held by ACE or any disputes regarding coverage.
- 13. The filing of this Proof of Claim shall not constitute (a) a waiver of ACE's rights, claims, defenses, and remedies under the Insurance Policies, whether against the Debtors or any other person or entity, (b) a waiver of ACE's rights of indemnification, reimbursement or subrogation against the Debtors or any creditor of the Debtors or any other party, (c) a waiver of any past, present or future default under the Insurance Agreements, or (d) an admission that any collateral held by ACE is property of the estate.
 - 14. ACE reserves the right to amend this Proof of Claim.

BLF Bazelon Less & Feldman, P.C.

1515 Market Street Suite 700 Philadelphia Pennsylvania 19102-1907 215.568.1155 215.568.9319 fax www.bazless.com

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New Jersey Office 6000 Sagemore Drive Suite 6301 Marlton New Jersey 08053-3944 856.988.1319 856.988.0194 fax February 25, 2010

Michael A. Shapiro mshapiro@bazless.com

VIA FEDERAL EXPRESS

BMC Group, Inc.
Attn: Erickson Retirement Communities, LLC
Claims Processing
18750 Lake Drive East
Chanhassen, MN 55317

In re Erickson Retirement Communities, LLC, Bankr. N.D.Tex., No. 09-37010 In re Ashburn Campus, LLC, Bankr. N.D.Tex., No.09-37018 In re Columbus Campus, LLC, Bankr. N.D.Tex., No. 09-37019 In re Concord Campus GP, LLC, Bankr. N.D.Tex., No. 09-27021 In re Concord Campus, LP, Bankr. N.D.Tex., No. 09-37020 In re Dallas Campus GP, LLC, Bankr. N.D.Tex., No. 09-37013 In re Dallas Campus LP, Bankr. N.D.Tex., No. 09-37012 In re Erickson Construction, LLC, Bankr. N.D.Tex., No. 09-37016 In re Erickson Group, LLC, Bankr. N.D.Tex., No. 09-37015 In re Houston Campus, LP, Bankr. N.D.Tex., No. 09-37022 In re Kansas Campus, LLC, Bankr. N.D.Tex., No. 09-37024 In re Littleton Campus, LLC, Bankr. N.D.Tex., No. 09-37023 In re Novi Campus, LLC, Bankr. N.D.Tex., No. 09-37025 In re Senior Campus Services, LLC, Bankr. N.D.Tex., No. 09-37017 In re Warminster Campus GP, LLC, Bankr. N.D.Tex., No. 09-37027 In re Warminster Campus, LP, Bankr. N.D.Tex., No. 09-37026 BL&F File No.: 3732-185

Dear Madam/Sir:

Enclosed for filing, please find sixteen (16) original Proof of Claims on behalf of ACE Fire Underwriters Insurance Company, et al. each in the above listed matters.

A copy of the first page of each Proof of Claim is enclosed to be time-stamped and returned to me in the enclosed self-addressed stamped envelope.

Very truly yours,

Michael A. Shapiro

Enclosure