

UNITED STATES BANKRUPTCY COURT, NORTHERN DISTRICT OF TEXAS, DALLAS DIVISION

AMENDED PROOF OF CLAIM

Name of Debtor: Kansas Campus, LLC

Case Number: 09-37024

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): Fidelity & Deposit Company of Maryland

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

Name and address where notices should be sent:

Court Claim Number: 1428 (If known)

Robert P. Franke, Esq.
Strasburger & Price, LLP
901 Main Street, Suite 4400
Dallas, Texas 75202
Telephone number: (214) 651-2099

RECEIVED
APR 14 2010

Filed on: February 26, 2010

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

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.

1. Amount of Claim as of Date Case Filed: \$ unliquidated

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 government units - 11 U.S.C. §507 (a)(8).

Other - Specify applicable paragraphs 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: See attached summary (See instruction #2 on reverse side.)

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

3a. Debtor may have scheduled account as: _____ (See instruction #3 on reverse side.)

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 Describe:

Value of Property: \$ _____ Annual Interest Rate _____ %

Amount of arrearage and other charges as of time case filed included in second 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. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary (See instruction 7 and definition of "redacted" on reverse side.)

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

If the documents are not available, please explain:

Date: 04/13/10

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. Attach copy of power of attorney, if any.

Robert P. Franke, Attorney for Fidelity & Deposit Company of Maryland

FOR COURT USE ONLY

Erickson Ret. Comm. LLC



01826

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

Claim Summary for Kansas Campus

Fidelity & Deposit Company of Maryland ("F&D"), at the request of Kansas Campus, LLC, ("Debtor") and Erickson Retirement Communities, LLC issued a certain subdivision bond (LPM 7587368) ("Bond") naming the Debtor as principal on the project identified in the Bond as Public Improvement Permit II PIP 2006-00021- Tallgrass Creek, Phase I – 139th Street. The Bond is identified as Exhibit A attached hereto.

Although no claims are presently pending on the Bond issued by F&D, F&D remains exposed to claims, additional losses and costs and expenses as a result of the issuance of the Bond in excess of \$1,800,000 plus costs and expenses which F&D may incur or sustain as a result of having furnished the Bond to the Debtor.

F&D reserves the right to amend the Proof of Claim to reflect any specific claims made against the Bond as well as to claim damages as a result of the disposition of the bonds in the Debtor's proposed plan of reorganization.

EXHIBIT A

Line Sheet

ST00077772 - Erickson Retirement Communities (Commercial)
 Distributor: RIGGS COUNSELLMAN MICHAELS & DOWNES INC

Bond Data as of 12/31/2009

Open Bonds Principal Name	Original Inception Date	Effective Date	Expiration Date	Type Of Bond	Bond Description	Primary Obligor	Bond Number	Company	Premium	Bond Penalty	Cancellation Date
CONCORD CAMPUS L.P.	05/11/2009	05/11/2009	05/11/2010	NON-CONSTRU CTION CONTRACT PERF		CONCORD TOWNSHIP SEWER AUTHORI	LPM8953970 00 F&D	F&D	994	86,257	
CONCORD CAMPUS, L.P.	04/22/2009	04/22/2009	04/22/2010	NON-CONSTRU CTION CONTRACT PERF		CONCORD TOWNSHIP SEWER AUTHORI	LPM8953978 00 F&D	F&D	1,193	79,553	
ERICKSON RETIREMENT COMMUNITIE	04/04/2009	04/04/2009	04/04/2010	PATIENT TRUST FUND BONDS		COMMONWEAL TH OF MASSACHUSET TS	LPM7519608 04 F&D	F&D	150	10,000	
SEDGEBROOK, INC. (ERICKSON RET	02/03/2009	02/03/2009	02/03/2010	PATIENT TRUST FUND BONDS		RESIDENTS OF THE RENAISSANCE G	LPM8953988 00 F&D	F&D	100	5,000	
LINDEN PONDS, INC.	01/29/2009	01/29/2010	01/29/2011	NURSING HOME PATIENT TRUST FUN		COMMONWEAL TH OF MASSACHUSET TS	LPM8953984 01 F&D	F&D	0	10,000	
ASHBY PONDS, INC.	01/28/2009	01/28/2010	01/28/2011	RETAIL AND PROFESSIONAL - MEDI		VIRGINIA DEPARTMENT OF HEALTH	LPM8953983 01 F&D	F&D	0	50,000	
ERICKSON RETIREMENT COMMUNITIE	09/18/2008	09/18/2009	09/18/2010	FINANCIAL GUARANTEE - UTILITY		VIRGINIA ELECTRIC AND POWER CO	LPM8920428 01 F&D	F&D	3,552	238,804	
ERICKSON RETIREMENT COMMUNITIE	03/27/2008	09/27/2009	03/27/2010	NON-CONSTRU CTION CONTRACT PERF		LOUDOUN COUNTY, VIRGINIA	LPM7599103 02 F&D	F&D	55,845	7,506,000	
ERICKSON RETIREMENT COMMUNITIE	03/27/2008	09/27/2009	03/27/2010	NON-CONSTRU CTION CONTRACT PERF		LOUDOUN COUNTY, VIRGINIA	LPM7599106 02 F&D	F&D	908	122,000	
WESTMINSTER CAMPUS, LLC	01/15/2008	01/15/2010	01/15/2011	NON-CONSTRU CTION CONTRACT PERF		CITY OF WESTMINSTER , COLORADO	LPM7597373 01 F&D	F&D	0	5,894	

Line Sheet

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Bond Data as of 12/31/2009

Open Bonds Principal Name	Original Inception Date	Effective Date	Expiration Date	Type Of Bond	Bond Description	Primary Obligor	Bond Number	Company	Premium	Bond Penalty	Cancellation Date
ERICKSON RETIREMENT COMMUNITIE	08/20/2007	08/20/2009	08/20/2010	TRANSPORTING LOADS OF EXCESSIV		ILLINOIS DEPARTMENT OF TRANSP	LPM8883828 02 F&D	F&D	1,125	75,000	
ASHBURN CAMPUS, LLC	08/18/2007	08/18/2008	08/18/2010	NON-CONSTRU CTON CONTRACT PERF		VIRGINIA DEPARTMENT OF TRANSP	LPM8883828 03 F&D	F&D	4,200	280,000	
RIDERWOOD VILLAGE, INC.	08/07/2007	10/01/2008	08/30/2009	WORKERS COMP. - SELF INSURERS		STATE OF MARYLAND, DEPT. OF LA	LPM7583748 01 F&D	F&D	8,656	443,714	
ASHBURN CAMPUS, LLC	07/25/2007	07/25/2008	07/25/2011	NON-CONSTRU CTON CONTRACT PERF		LOUDOUN COUNTY, VA	LPM7583417 01 F&D	F&D	2,048	136,500	
ASHBURN CAMPUS, LLC	07/18/2007	07/18/2009	07/18/2011	NON-CONSTRU CTON CONTRACT PERF		LOUDOUN COUNTY SANITATION AUTH	LPM7583283 01 F&D	F&D	5,237	348,100	
ASHBURN CAMPUS, LLC	08/18/2007	08/18/2009	08/18/2011	NON-CONSTRU CTON CONTRACT PERF		LOUDOUN COUNTY, VA	LPM7582417 01 F&D	F&D	3,584	238,600	
ERICKSON RETIREMENT COMMUNITIE	05/17/2007	05/17/2009	05/17/2011	NON-CONSTRU CTON CONTRACT PERF		LOUDOUN COUNTY SANITATION AUTH	LPM7591570 01 F&D	F&D	23,540	1,589,328	
ERICKSON RETIREMENT COMMUNITIE	05/14/2007	05/14/2009	05/14/2011	NON-CONSTRU CTON CONTRACT PERF		LOUDOUN COUNTY VIRGINIA - DEP	LPM7591483 02 F&D	F&D	22,140	1,478,000	
ERICKSON RETIREMENT COMMUNITIE	05/11/2007	05/11/2009	05/11/2011	NON-CONSTRU CTON CONTRACT PERF		LOUDOUN COUNTY SANITATION AUTH	LPM7591450 01 F&D	F&D	2,505	167,000	
CHARLESTOWN COMMUNITY, INC.	04/25/2007	04/25/2009	04/25/2010	MOTOR VEHICLE - ALL OTHER		MARYLAND MOTOR VEHICLE ADMINIS	LPM7580888 02 F&D	F&D	100	1,000	

Line Sheet

ST00077772 - Erickson Retirement Communities (Commercial)
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Bond Data as of 12/31/2009

Open Bonds Principal Name	Original Inception Date	Effective Date	Expiration Date	Type Of Bond	Bond Description	Primary Obligor	Bond Number	Company	Premium	Bond Penalty	Cancellation Date
CEDAR CREST VILLAGE, INC.	04/13/2007	04/13/2009	04/13/2010	PATIENT TRUST FUND BONDS		STATE OF NEW JERSEY	LPM7519617 05	F&D	150	10,000	
ANNYS CHOICE, INC.	04/10/2007	04/10/2009	04/10/2010	PATIENT TRUST FUND BONDS		STATE OF PENNSYLVANI A	LPM7590543 02	F&D	75	5,000	
THE TALON BAR COMPANY (ERICKSON)	02/09/2007	01/01/2010	12/31/2010	TAX - ALCOHOLLIQUO R - ALL OTH		STATE OF TEXAS	LPM8840578 05	F&D	0	7,500	
ERICKSON RETIREMENT COMMUNITIE	06/08/2006	06/08/2008	06/08/2010	FINANCIAL GUARANTEE - UTILITY		RELIANT ENERGY	LPM7562581 01	F&D	1,925	73,300	
ERICKSON RETIREMENT	09/16/2005	09/18/2005	09/18/2006				LPM88489011 01	ZA	0	0	
ERICKSON RETIREMENT COMMUNITIE	09/16/2004	09/16/2009	09/18/2010	FINANCIAL GUARANTEE - TRADITTO		COMMONWEAL TH EDISON	LPM8782011 05	F&D	2,421	181,380	
ERICKSON RETIREMENT COMMUNITIE	07/28/2004	07/29/2009	07/29/2010	PATIENT TRUST FUND BONDS		COMMONWEAL TH OF VIRGINIA	LPM8752334 05	F&D	150	10,000	

Total Commercial Bonds: 27

Open Bonds Principal Name	Original Inception Date	Effective Date	Expiration Date	Type Of Bond	Bond Description	Primary Obligor	Bond Number	Company	Premium	Bond Penalty	Cancellation Date
TINTON FALLS CAMPUS, LLC	10/25/2007	10/25/2007	10/25/2009	NON-CONSTRU CTON CONTRACT PERF		BOROUGH OF TINTON FALLS	LPM7595658 00	F&D	78,401	5,226,738	10/25/2009
ANNYS CHOICE, INC.	10/01/2007	04/01/2009	10/01/2008	ESCROW DEPOSIT BONDS		PENNSYLVANI A DEPARTMENT OF INS	LPM7595190 01	F&D	103,091	13,718,000	10/01/2008
FOX RUN VILLAGE, INC.	09/25/2007	09/25/2007	10/25/2007	TAX - ALCOHOLLIQUO R - RETAILE		MICHIGAN LIQUOR CONTROL BOARD	LPM7593989 00	F&D	100	1,000	10/25/2007
ANNYS CHOICE, INC.	09/01/2007	09/01/2007	12/01/2007	ESCROW DEPOSIT BONDS		COMMONWEAL TH OF PENNSYLVANI A	LPM8833810 00	F&D	47,790	11,295,417	09/12/2007

Created 01/29/2010

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Line Sheet

ST00077772 - Erickson Retirement Communities (Commercial)
 Distributor: RIGGS COUNSELLMAN MICHAELS & DOWNES INC

Bond Data as of 12/31/2009

Closed Bonds Principal Name	Original Inception Date	Effective Date	Expiration Date	Type Of Bond	Bond Description	Primary Obligor	Bond Number	Company	Premium	Bond Penalty	Cancellation Date
ERICKSON CONSTRUCTION LLC	12/21/2008	12/21/2008	12/21/2007	DISCHARGE MECHANICS LIEN - FIX		TD INDUSTRIES MANAGEMENT, LLC	CGB8840562 00 F&D		1,928	108,516	12/21/2007
KANSAS CAMPUS, LLC	12/04/2008	12/04/2008	12/04/2008	NON-CONSTRU CTION CONTRACT	PERFORMANCE BOND INCR BP TO \$2,085,634 W/AP \$3,082	CITY OF OVERLAND PARK	LPM7587388 03 F&D		31,264	2,085,634	09/08/2008
HIGHLAND SPRINGS, INC.	09/01/2008	09/01/2008	09/01/2008	NON-CONSTRU CTION CONTRACT PERF		TEXAS DEPARTMENT OF INSURANCE	LPM7584626 02 F&D		27,888	1,857,750	09/01/2009
EAGLE'S TRACE, INC.	09/10/2005	09/10/2008	09/10/2008	NON-CONSTRU CTION CONTRACT PERF		TEXAS DEPARTMENT OF INSURANCE	LPM8806479 03 F&D		35,501	2,368,710	09/10/2009
HENRY FORD VILLAGE, INC	04/05/2005	01/01/2008	12/31/2008	WORKERS COMP. - SELF INSURERS		STATE OF MICHIGAN DEPARTMENT O	LPM8808436 04 F&D		7,500	500,000	12/31/2009
ERICKSON RETIREMENT COMMUNITIE	11/29/2004	01/01/2008	12/31/2009	WORKERS COMP. - SELF INSURERS		STATE OF MICHIGAN	LPM8782072 03 F&D		5,448	207,552	12/31/2009

Total Commercial Bonds: 10

338,609 37,367,317

Line Sheet

8T0007772 - Erickson Retirement Communities (Contract)
 Distributor: RIGGS COUNSELMAN MICHAELS & DOWNES INC
 Bonds with an Effective Date on or after: <ALL>

Bond Data as of 12/31/2009

Principal Name	Original Inception Date	Effective Date	Expiration Date	Job Description	Primary Obligor	Bond Number	Company	Premium	Contract Price	Revised Contract Price	Cancellation Date
KANSAS CAMPUS, LLC	12/04/2008	12/04/2008	12/04/2010		CITY OF OVERLAND PARK	MINT7587388 00 F&D		15,842	1,881,487	1,881,487	
								15,842	1,881,487	1,881,487	



April 13, 2010

ROBERT P. FRANKE
214.651.2099
Direct Fax: 214.659.4057
robert.franke@strasburger.com

VIA FEDERAL EXPRESS

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

RE: In re: Kansas Campus, LLC, Case No. 09-37024, In the United States
Bankruptcy Court for the Northern District of Texas, Dallas Division

Dear Claims Agent:

Enclosed for filing in the above-referenced matter, please find the original and two (2) copies of Fidelity & Deposit Company of Maryland's Amended Proof of Claim. I have also enclosed a self-addressed, stamped envelope for your use in returning a file-stamped copy to my office.

If you have any questions, please do not hesitate to call.

Sincerely,

A handwritten signature in black ink, appearing to read 'R.P. Franke', with a long horizontal stroke extending to the right.

Robert P. Franke

RPF:ma
Enclosures