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

**In re**

**BUCKINGHAM SENIOR LIVING  
COMMUNITY, INC.,**

**Debtor.<sup>1</sup>**

Chapter 11

Case No. 2425-80595(MVL)

**EMERGENCY MOTION OF THE OFFICIAL COMMITTEE OF UNSECURED  
CREDITORS TO COMPEL PRODUCTION OF DOCUMENTS BY DEBTOR**

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<sup>1</sup> The last four digits of Debtor's tax identification number are 7872. The location of the Debtor's principal place of business and the service address for the Debtor is 8580 Woodway Drive, Houston, Texas 77063.

**EMERGENCY RELIEF HAS BEEN REQUESTED RELIEF IS REQUESTED NOT LATER THAN 1:30 P.M. ON JANUARY 28, 2026.**

**IF YOU OBJECT TO THE RELIEF REQUESTED, YOU MUST RESPOND IN WRITING. UNLESS OTHERWISE DIRECTED BY THE COURT, YOU MUST FILE YOUR RESPONSE ELECTRONICALLY AT [HTTPS://ECF.TXNB.USCOURTS.GOV/](https://ecf.txnb.uscourts.gov/) AT LEAST TWO (2) BUSINESS DAYS BEFORE THE START OF THE HEARING. IF YOU DO NOT HAVE ELECTRONIC FILING PRIVILEGES, YOU MUST FILE A WRITTEN OBJECTION THAT IS ACTUALLY RECEIVED BY THE CLERK AND FILED ON THE DOCKET AT LEAST TWO (2) BUSINESS DAYS BEFORE THE START OF THE HEARING. OTHERWISE, THE COURT MAY TREAT THE PLEADING AS UNOPPOSED AND GRANT THE RELIEF REQUESTED.**

**A HEARING WILL BE CONDUCTED ON THIS MATTER ON JANUARY 28, 2026 AT 1:30 P.M. IN COURTROOM 2, FLOOR 14, 1100 COMMERCE STREET, DALLAS, TX 75242-1496. YOU MAY PARTICIPATE IN THE HEARING EITHER IN PERSON OR BY AN AUDIO AND VIDEO CONNECTION.**

**AUDIO COMMUNICATION WILL BE BY USE OF THE COURT'S DIAL-IN FACILITY. YOU MAY ACCESS THE FACILITY AT 650-479-3207 (ACCESS CODE 2301 476 1957). VIDEO COMMUNICATION WILL BE BY USE OF THE CISCO WEBEX PLATFORM. CONNECT VIA THE CISCO WEBEX APPLICATION OR [HTTPS://USCOURTS.WEBEX.COM/MEET/LARSEN](https://uscourts.webex.com/meet/larsen). CLICK THE SETTINGS ICON IN THE UPPER RIGHT CORNER AND ENTER YOUR NAME UNDER THE PERSONAL INFORMATION SETTING.**

**HEARING APPEARANCES MUST BE MADE ELECTRONICALLY IN ADVANCE OF ELECTRONIC HEARINGS. TO MAKE YOUR APPEARANCE, CLICK THE "ELECTRONIC APPEARANCE" LINK ON JUDGE LARSEN'S HOME PAGE. SELECT THE CASE NAME, COMPLETE THE REQUIRED FIELDS AND CLICK "SUBMIT" TO COMPLETE YOUR APPEARANCE.**

The Official Committee of Unsecured Creditors (the "Committee"), by and through its undersigned counsel, pursuant to sections 105(a) and 1103(c)(2) of title 11 of the United States Code §§ 101, *et seq.* (the "Bankruptcy Code"), Federal Rule of Bankruptcy Procedure Rule 2004 ("Rule 2004"), the *Procedures for Complex Cases in the Northern District of Texas*, effective February 6, 2023, and this Court's inherent authority, hereby files this emergency motion (the

“Motion”) for entry of an order, substantially in the form attached hereto as **Exhibit A** (the “Proposed Order”), compelling the Debtor to produce all responsive, non-privileged documents requested in *The Official Committee of Unsecured Creditors’ First Request for Production of Documents Directed to the Debtor* (the “First RFP”) (**Exhibit B**).

### **BACKGROUND**

1. On November 17, 2025, Buckingham Senior Living Community, Inc. (the “Debtor”) filed its voluntary petition for relief under chapter 11 of the Bankruptcy Code with the Court.

2. On December 3, 2025, the Office of the United States Trustee for the Northern District of Texas (the “U.S. Trustee”) appointed the Committee. [Dkt. No. 102].

3. The Committee selected Greenberg Traurig, LLP as proposed counsel on December 5, 2025.

4. On December 10, 2025, consistent with its obligations under section 1103 of the Bankruptcy Code, the Committee transmitted its First RFP to the Debtor pursuant to Rule 2004. The First RFP seeks documents related to, *inter alia*, the Debtor’s governance, insurance, sale process, residency and rental agreements, and financial information. To work within the Debtor’s proposed sale timeline, the Committee requested that the Debtor produce the requested documents within two (2) weeks.

5. On December 16, 2025, the Court entered its *Order (I) Approving Bidding Procedures and Bid Protections, (II) Approving the Debtor’s Entry Into the Stalking Horse APA, (III) Scheduling Certain Dates and Deadlines, (IV) Approving the Form and Manner of Notice Thereof, and (V) Establishing Notice and Procedures for the Assumption and Assignment of Contracts and Leases* [Dkt. No. 144] (the “Bid Procedures Order”). Among other things, the Bid

Procedures Order set the deadline to object to any sale thereunder as January 9, 2026 at 4:00 p.m. prevailing Central Time (the “Sale Objection Deadline”)<sup>2</sup> and the deadline to submit bids as January 16, 2026 at 12:00 p.m. prevailing Central Time.

6. Also on December 16, 2025, counsel for the Committee conferred with Debtor’s counsel in an effort to streamline the discovery process and provide a priority list of documents requested (the “Priority List”) attached hereto as **Exhibit C**. The Priority List narrowly identifies nine (9) categories of documents responsive to the First RFP, the timely review of which is essential to the Committee’s ability to fulfill its statutory function and fiduciary obligations to unsecured creditors.

7. To date, the Debtor has produced four (4) tranches of responsive documents, totaling 22,246 pages (17,163 pages (over 77% of the Debtor’s production to date) were produced on January 9, 2026 and contain documents in the data room set up by the Debtor’s investment banker, Raymond James & Associates, Inc. (“Raymond James”), which the Committee and its advisors previously received access to on or around December 18, 2025).

8. The first tranche, produced on December 19, 2025, contained a total of 513 pages and responded, in part, to the Priority List.

9. Based on the review of the Debtor’s first production, the Committee’s counsel emailed Debtor’s counsel on December 24, 2025 (i) noting that the Debtor had only produced board minutes starting in March 2025 and requesting that the remainder of the board minutes be produced as a top priority, and (ii) adding three (3) tailored categories of documents to the Priority List. Counsel’s email is attached hereto as **Exhibit D**.

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<sup>2</sup> The Debtor extended the Sale Objection Deadline for the Committee to January 15, 2026, at 4:00 p.m., prevailing Central Time

10. The Debtor produced the second tranche, containing 1,884 pages, on December 26, 2025. The majority of the second tranche were documents other than those identified on the Priority List, although they were responsive to the First RFP.

11. On December 30, 2025, the Debtor transmitted *Debtor's Responses and Objections to the Official Committee of Unsecured Creditors' First Request for Production of Documents Directed to the Debtor* (the "Response"), attached hereto as **Exhibit E**, to the Committee. Therein, the Debtor lodged certain "general objections applicable to all requests," including that the requests are "overbroad, unduly burdensome, and seek documents not relevant or reasonably calculated to lead to the production of admissible evidence because the timeframe covered by the Requests is too expansive." Response, ¶ 5. Subject to its general and specific objections,<sup>3</sup> the Debtor stated it would "produce responsive, non-privileged documents and communications dated as of November 30, 2021, the date of the Debtor's emergence from its prior chapter 11 proceedings (the "Emergence"), to present." *Id.*

12. Debtor made its third production on December 30, 2025. This production consisted of 35 pages of board meeting minutes for executive sessions and special board meetings, all of which were held in 2025.

13. Following the receipt of the third production on December 30, 2025, Committee counsel again contacted Debtor's counsel, providing a list of ten (10) specific requests on which the Committee was still waiting, including the production of certain documents in native format. Committee counsel's email is attached hereto as **Exhibit F**.

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<sup>3</sup> The Committee reserves its right to seek further relief related to the Debtor's specific objections articulated in the Response. The Committee does not, however, challenge any specific objection by this Motion.

14. Just prior to the meet and confer held with the Debtor on January 9, 2026, the Debtor produced its fourth tranche of documents. The majority of the January 9, 2026 production consisted of the Raymond James data room created as part of Debtor's sale process, which is responsive to the First RFP, but does not include those documents identified on the Priority List (as indicated above, the Committee and its advisors received access to the data room three (3) weeks prior to the Debtor's production). The minority of documents are responsive to the Priority List.

15. On January 14, 2026, Committee counsel contacted Debtor's counsel to follow up on documents missing from the Priority List as well as the remainder of responsive documents to the First RFP. Committee counsel's email is attached hereto as **Exhibit G**.

16. Over a month after the Committee transmitted its First RFP containing 95 requests, setting aside the Raymond James data room, the Debtor has produced only 5,083 pages of responsive documents.

#### **JURISDICTION AND VENUE**

17. This Court has jurisdiction over this Motion under 28 U.S.C. §§ 157 and 1334 and the *Order of Reference of Bankruptcy Cases and Proceedings Nunc Pro Tunc*, dated August 3, 1984, from the United States District Court for the Northern District of Texas.

18. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

19. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2), and the Court may enter a final order consistent with Article III of the United States Constitution. The Committee consents to the entry of a final judgment or order by this Court with respect to the Motion if it is later determined that this Court lacks authority under Article III of the United States Constitution to enter such final judgment or order absent consent of the parties.

### **RELIEF REQUESTED**

20. The Committee respectfully requests that the Court enter an order, substantially in the form of the Proposed Order, compelling the Debtor to collect and produce to the Committee all responsive, non-privileged documents requested in First RFP on or before February 10, 2026.

### **ARGUMENT**

21. While the Debtor tries to expeditiously push through the sale of all of its assets, it has purposely delayed the production of documents to the Committee. Within days of being appointed, the Committee served document requests upon the Debtor. In response, the Debtor trickled documents to the Committee over the following four (4) weeks, even including a bates copy of the Raymond James data room to make it appear that the Debtor had produced a large amount of documents. In reality, the Debtor is withholding documents that are easy to produce (like the Debtor's check register and certain agreements with its management company and other third parties), while pushing forward a sale process that provides the unsecured claimants with little, if any, material recovery.

22. “Bankruptcy Rule 2004 of the Federal Rules of Bankruptcy Procedure is ‘the basic discovery device in bankruptcy cases.’” *In re Correria*, 589 B.R. 76, 108 (Bankr. N.D. Tex. 2018) (quoting 9 COLLIER ON BANKRUPTCY ¶ 2004.01[1] (Richard Levin et al. eds., 16th ed.)). “The scope of a Rule 2004 examination is unfettered and broad and is commonly recognized as more in the nature of a fishing expedition.” *Id.* at 108–09 (internal quotations and citations omitted). “Legitimate goals of Rule 2004 examinations include discovering assets, examining transactions, and determining whether wrongdoing has occurred.” *Id.* at 109 (internal quotation and citations omitted).

23. “The court may, for cause and on terms it may impose, order the debtor to be examined under this Rule 2004 at any designated time and place, in or outside the district.” FED. R. BANKR. P. 2004(d). The Federal Rules of Bankruptcy Procedure do not define what constitutes “cause,” but the Court may take guidance from the more restrictive civil discovery rules. Federal Rule of Civil Procedure 37 (“Rule 37”), for example, permits a party seeking discovery to move for an order compelling production when “a party fails to produce documents . . . as requested under Rule 34.” FED. R. CIV. P. 37(a)(3)(B)(iv). Rule 37 also provides that “an evasive or incomplete disclosure, answer, or response must be treated as a failure to disclose, answer, or respond. FED. R. CIV. P. 37(a)(4). Additionally, “[c]ourts tend to be reluctant to allow ‘escape from a Rule 2004 examination unless the party can show that the examination’ would be ‘oppressive or burdensome.’” *Correra*, 589 B.R. at 108 (quoting 9 COLLIER ON BANKRUPTCY ¶ 2004.01[8]).

24. The burden lies with the party opposing a request. *See In re McClain Feed Yards, Inc.*, 661 B.R. 136, 142 (Bankr. N.D. Tex. 2024). “Successful resistance to discovery requires specific, well-supported objections.” *In re Adkins Supply, Inc.*, 555 B.R. 579, 585 (Bankr. N.D. Tex. 2016) (citing *McLeod, Alexander, Powel & Appfel, P.C. v. Quarles*, 894 F.2d 1482, 1485 (5th Cir. 1990), Fed. R. Civ. P. 33(b)(4) and 34(b)(2)(B)). “In response to a motion to compel, that party must ‘urge and argue in support of his objection to a request, and, if he does not, he waives the objection.’” *Id.* (quoting *McKinney/Pearl Rest. Partners, L.P. v. Metro. Life Ins. Co.*, No. 3:14-cv-2498-B, 2016 WL 98603, at \*3 (N.D. Tex. Jan. 8, 2016)).

25. The Fifth Circuit has held in the context of production requests under the Federal Rules of Civil Procedure that merely to say a request was “‘overly broad, burdensome, oppressive and irrelevant’ was ‘not adequate to voice a successful objection . . . .’” *Quarles*, 894 F.2d 1482,

1485 (quoting *Josephs v. Harris Corp.*, 677 F.2d 985, 992 (3d Cir. 1982)). Instead, “the ‘party resisting discovery must show specifically how . . . each [request] is not relevant or how each question is overly broad, burdensome or oppressive.’” *Id.* (quoting *Josephs*, 677 F.2d at 991–92). The same standard applies under Rule 2004. *See Adkins Supply*, 555 B.R. at 585.

26. Here, it has been almost six (6) weeks since the Committee issued its First RFP, but the Debtor has produced very little substantive discovery—despite the Committee providing a tailored Priority List in an attempt to streamline the discovery process. The Committee has participated in two (2) meet and confer telephone conferences, as well as communicating via electronic mail numerous times regarding priority and missing documents. To date, Debtor’s main explanation for the limited production is that the “business team is quite small, and a lot of their time has been consumed by fielding questions and diligence from potential bidders.” Debtor’s counsel’s email is attached hereto as **Exhibit H**.

27. The majority of the documents requested by the Committee are easily obtainable and producible. For example, Request #2 asks for meeting minutes, agendas, resolutions, written consents, and any related meeting materials and presentations for the meetings of the Debtor’s Board of Directors and any subcommittees. *See **Exhibit B*** at p. 7. While the Debtor has provided what appears to be most of the minutes from the Board of Directors meetings from 2021-2025 (there are certain minutes that we are aware of in 2025 that we have not received but have specifically requested them from the Debtor), the Debtor has provided no minutes from the Marketing Committee (the subject of Request #3) or Audit Committee meetings, has provided no presentations that occurred during the Board Meetings, has provided no documents referred to in the minutes (even when the Committee has specifically asked for such documents).

28. In addition, the Committee has asked for a copy of each of the agreements used by the Debtor with the Residents, as well as a list of Residents owed refunds in the Post-Effective Date Queue and the Current Resident Claims Queue. *See* generally Requests #23-39 of **Exhibit B**. The Debtor objected to the Requests as overbroad and indicated that it would only produce exemplars. Again, some exemplars have been produced, but not all. Nor has the list (with names) of each of the Residents in the Post-Effective Date Queue and the Current Resident Claims Queue been produced. The Committee has conferred with the Debtor and requested that (at least) each of the escrow agreements executed by the Residents be produced pursuant to Requests #28 and 29, since those agreements have only been in place since the middle of 2023 and should not be too voluminous. The Debtor has still not committed to producing the escrow agreements.

29. Moreover, the Committee requested standard accounting books and records (Request #57), and almost six (6) weeks later portions of the financial information, including the Debtor's check register, have not been produced.

30. Finally, with limited exceptions not at issue in this Motion, the Debtor has failed to articulate specific objections to the Committee's requests, relying instead on general objections purportedly applicable to all the Committee's requests. The Debtor's conduct impairs the Committee's ability to fulfill its statutory purpose and comply with its fiduciary duties, including investigating the Debtor's assets and sale process. Consistent with Rule 37, the Debtor's evasive and incomplete productions to date should be treated as a failure to produce the requested documents.

31. The Committee anticipates the Debtor to respond that it has not failed to produce the documents requested by the Committee, but that it will continue to produce them on a rolling basis. That is not an adequate solution in these circumstances. The Debtor proposes to sell all or

substantially all of its assets free and clear of all liens, claims, interests, or other encumbrances. As part of that process, the Debtor requested that the Court schedule a sale hearing on January 28, 2026 (the “Hearing”)—approximately three (3) months after the Petition Date. The Debtor cannot seek a sale on an expedited basis and also claim that it does not have the resources to respond to the Committee’s requests. By failing to respond timely to the Committee’s discovery requests without reasonable explanation, the Debtor is stymieing the Committee’s efforts to perform its statutory function and meet its fiduciary duties, while simultaneously pressing toward an ambitious sale date that may cut off valuable sources of recoveries for creditors without adequate investigation by the Committee.

32. The Court should therefore order the Debtor to produce all non-privileged documents responsive to the First RFP on or before February 10, 2026.

#### **EMERGENCY CONSIDERATION**

33. In accordance with the *Local Bankruptcy Rules of the United States Bankruptcy Court for the Northern District of Texas* (the “Local Rules”), the Committee requests emergency consideration of the Motion. As discussed above, immediate relief is critical because the Debtor has imposed an expedited sale timeline culminating in the January 28, 2026 Sale Hearing while at the same time failing to timely produce documents responsive to the Committee First RFP. This delay in responsive production prevents the Committee from evaluating potential creditor recoveries before the sale occurs. Accordingly, emergency consideration is necessary, and the Committee requests that the Motion be heard on an expedited basis.

#### **CERTIFICATION OF CONFERENCE**

34. Pursuant to Local Rule 7007-1(b), made applicable through Local Rule 9013-1(a), the undersigned hereby certifies that (i) the Debtor opposes the relief requested herein, and (ii) on

Friday, January 9, 2026, the Committee's counsel conferred with counsel for the Debtor, Jerry Hall, Jason Mitchell, and Natalie Rowles. Counsel for the Committee then followed up regarding the documents via email on January 14, 2026. Since no additional documents have been produced, counsel for the Committee emailed Debtor's counsel on January 19, 2026 in good faith about this Motion and Debtor's counsel indicated that they oppose the Motion. Pursuant to Local Rule 9007-1(f), on January 20, 2026, counsel for the Committee spoke to Debtor's counsel who indicated (i) another production would be made on January 20, 2026, and (ii) the Debtor opposes the Motion.

### **CONCLUSION**

35. WHEREFORE, for the reasons set forth herein, the Committee respectfully requests that the Court enter an order, substantially in the form of the Proposed Order, (i) granting the Motion, (ii) compelling the Debtor to collect and produce all responsive, non-privileged documents requested in First RFP on or before February 10, 2026, and (iii) granting such other and further relief as the Court deems just and equitable.

Dated: January 20, 2026

### **GREENBERG TRAURIG, LLP**

/s/ Emily D. Nasir  
Shari L. Heyen (TX Bar No. 09564750)  
Aimee M. Housinger (TX Bar No. 24083203)  
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*Co-Counsel to the Official Committee of  
Unsecured Creditors*

**CERTIFICATE OF SERVICE**

I hereby certify that on January 20, 2025, a true and correct copy of the foregoing pleading was served via CM/ECF to all parties authorized to receive electronic notice in this Case.

/s/ Emily D. Nasir  
Emily D. Nasir

# EXHIBIT A

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

**In re**

**BUCKINGHAM SENIOR LIVING  
COMMUNITY, INC.,**

**Debtor.<sup>1</sup>**

Chapter 11

Case No. 2425-80595(MVL)

**ORDER GRANTING EMERGENCY MOTION OF THE OFFICIAL COMMITTEE OF  
UNSECURED CREDITORS TO COMPEL PRODUCTION OF  
DOCUMENTS BY DEBTOR**

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<sup>1</sup> The last four digits of Debtor's tax identification number are 7872. The location of the Debtor's principal place of business and the service address for the Debtor is 8580 Woodway Drive, Houston, Texas 77063.

Upon the *Emergency Motion of the Official Committee of Unsecured Creditors to Compel Production of Documents by Debtor* (the “Motion”)<sup>2</sup> filed by Official Committee of Unsecured Creditors (the “Committee”) in the above captioned matter (the “Chapter 11 Case”); and the Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and the matter being a core proceeding within the meaning of 28 U.S.C. § 157(b)(2); and venue of this proceeding and the Motion in this District being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and due and sufficient notice of the Motion having been given under the particular circumstances; and it appearing that no other or further notice is necessary; or the reasons stated during the hearing, it is

**HEREBY ORDERED THAT:**

1. The Motion is **GRANTED** in its entirety.
2. The Debtor is directed to produce to the Committee all responsive, non-privileged documents requested in *The Official Committee of Unsecured Creditors’ First Request for Production of Documents Directed to the Debtor*, attached as Exhibit B to the Motion, on or before February 10, 2026.
3. The Court shall retain jurisdiction with respect to all matters arising from or relating to the implementation, interpretation, and enforcement of this Order.

### END OF ORDER ###

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<sup>2</sup> Capitalized terms not specifically defined herein shall have the meanings set forth in the Motion.

Prepared and presented by:

/s/ Emily D. Nasir

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# EXHIBIT B

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

**In re**

**BUCKINGHAM SENIOR LIVING  
COMMUNITY, INC.,**

**Debtor.<sup>1</sup>**

Chapter 11

Case No. 2425-80595(MVL)

**THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS' FIRST REQUEST  
FOR PRODUCTION OF DOCUMENTS DIRECTED TO THE DEBTOR**

Pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), or any other applicable law or rule, the Official Committee of Unsecured Creditors (the "Committee") hereby requests that the Debtor, as that term is defined below, serve a written response and produce documents responsive to the requests set forth below (the "Requests") within fourteen (14) days of service thereof by electronic means to counsel for the Committee (Aimee Housinger at [housingera@gtlaw.com](mailto:housingera@gtlaw.com) and Danielle Kemp at [kempd@gtlaw.com](mailto:kempd@gtlaw.com)).

**DEFINITIONS**

The requests, as well as the instructions provided below, are subject to and incorporate the following definitions and instructions as used herein, regardless of whether upper- or lower-case letters are used:

1. "Affiliate" shall have the same definition as set forth under section 101(2) of the Bankruptcy Code.

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<sup>1</sup> The last four digits of Debtor's tax identification number are 7872. The location of the Debtor's principal place of business and the service address for the Debtor is 8580 Woodway Drive, Houston, Texas 77063.

2. “Communication” shall mean and refer to any oral, written, or electronic transmittal of information or request for information made from one person to another person, whether made in person, electronically, by telephone, or by any other means and includes any document(s) made for the purpose of recording a communication, a fact, an idea, a statement, an inquiry, an opinion, a belief, or otherwise.

3. “Document” and “Documents” are used herein in their customary broad sense allowed by Federal Rule of Civil Procedure 34(a) and Federal Rule of Evidence 1001, and include, without limitation, any kind of printed, recorded, written, graphic, or photographic matter (including tape recordings), however printed, produced, reproduced, coded, or stored, of any kind or description, whether sent or received or not, including originals, copies, drafts, and both sides thereof, and including papers, books, charts, graphs, photographs, drawings, correspondence, telegrams, cables, telex messages, memoranda, notes, notations, work papers, routing slips, intra- and inter-office communications, electronic mail, affidavits, statements, opinions, court pleadings, reports, indices, studies, analyses, forecasts, evaluations, contracts, computer printouts, data processing input and output, computer programs, microfilms, microfiche, all other records kept by electronic, photographic, or mechanical means, and things similar to any of the foregoing, regardless of their author or origin, of any kind.

4. “Declaration” shall mean the Declaration of Michael Wyse in Support of Chapter 11 Petition and First Day Pleadings filed in this case on November 18, 2025.

5. “Debtor” or “You” or “The Buckingham” shall mean Buckingham Senior Living Community, Inc., including its predecessors or successors, assigns, prior or current parents, partners, subsidiaries, affiliates or controlled companies, and each of their prior or current officers, directors, employees, agents, and attorneys.

6. “Entrance Fee Refund” shall have the meaning given to it in paragraph 21 of the Declaration.

7. “Fee for Service Agreement” shall mean the contracts as described at paragraph 16(b) of the Declaration.

8. “Insider” shall mean “insider” as defined by 11 U.S. Code § 101(31).

9. “Life Care Agreement” shall mean the contracts as described at paragraph 16(a) of the Declaration.

10. “GMS” shall mean Greystone Management Services LLC including its predecessors or successors, assigns, prior or current parents, partners, subsidiaries, affiliates or controlled companies, and each of their prior or current officers, directors, employees, agents, and attorneys.

11. “Person” shall mean any natural person or any business, legal, or governmental entity or association.

12. “Relating to,” “Relate(d) to,” and “Concerning” shall mean, without limitation, alluding to, constituting, containing, discussing, describing, evidencing, identifying, mentioning, in connection with, pertaining to, referring to, respecting, regarding, responding to, or in any way factually or logically relevant to the matter described in the request.

13. “Rental Agreements” shall mean the contracts as described at paragraph 16(c) of the Declaration.

14. “Resident” means a natural person occupying or living, currently or in the past, at or in The Buckingham or any part thereof pursuant to the terms of a residence agreement.

15. SQLC” shall mean Senior Quality Lifestyles Corporation including its predecessors or successors, assigns, prior or current parents, partners, subsidiaries, affiliates or controlled companies, and each of their prior or current officers, directors, employees, agents, and attorneys.

### **INSTRUCTIONS**

1. Unless otherwise indicated, all documents shall be produced for the relevant time period, including any documents having an earlier origin and in use during the relevant time period.

2. Each request solicits all Documents in your possession, custody, or control, including, but not limited to, all information available to You or obtainable by You, including but not limited to, all Documents in any database or data room.

3. The obligation to produce documents responsive to these Requests shall be continuing in nature, and the Debtor is required promptly to produce any document requested herein that it locates or obtains after responding to these Requests, up to the conclusion of the proceedings herein.

4. All responsive documents are to be produced in the same file or other organizational environment in which they are maintained, with a clear indication of where each document ends and the next begins. For example, a document that is part of a file, docket, or other grouping should be physically produced together with all other responsive documents from said file, docket, or grouping, in the same order or manner of arrangement as the original.

5. The response to each and every one of the requests should be separately identified in such a manner as would readily permit determination of the request, or sub-portion thereof, to which they purport to be responsive, including identifying the request for production in response to which the document or thing is being produced.

6. Electronic records and computerized information must be produced in an intelligible format or together with a description of the system from which it was derived sufficient to permit rendering the materials intelligible.

7. Each item produced should bear unique identifying control numbers (e.g., Bates labels) on each item or page if the item is a document, and other documents maintained in electronic form should be produced in machine-readable electronic form.

8. In the event a document is withheld or redacted on a claim of attorney-client or work-product privilege, You shall provide a detailed privilege log that describes the privilege being claimed and the information withheld in a manner that is sufficient to disclose facts upon which You rely in asserting your claim.

9. Electronic data should be produced with all native files and metadata intact, in full-text searchable format. Electronically stored information shall be produced in the manner described in the ESI Instructions attached as Exhibit A or in a manner mutually agreed to by the parties.

10. In the event that any document called for has been lost, destroyed, discarded, or otherwise disposed of, identify the document by identifying: (i) its author or preparer; (ii) all persons to whom distributed or shown; (iii) date; (iv) subject matter; (v) attachments or appendices; (vi) date, manner, and reason for destruction or other disposition; (vii) person authorizing destruction or other disposition; (viii) the document request or requests to which the document is responsive.

11. Produce all responsive documents as they are kept in the usual course of business, or organize and label them to correspond with the Request to which they are responsive.

12. Unless otherwise indicated in a particular request, these discovery requests seek all Documents and Communications from January 1, 2019 to the present.

## **DOCUMENT REQUESTS**

### ***Governance***

1. All Documents evidencing the Debtor's corporate governance, ownership and management, including, without limitation, certificates of incorporation, bylaws, formation certificates and certificates of good standing.
2. All agendas, resolutions, minutes of meetings, resolutions, and written consents of the Debtors' board of directors, any subcommittees thereof, and any related meeting materials and presentations.
3. All agendas, resolutions, minutes of the meetings, presentations, and consents in lieu of a meeting of the Marketing Committee, any subcommittee thereof, and any related meeting materials and presentations, including documents identifying the membership of the Marketing Committee.
4. All organizational or structure charts of the Debtor.
5. All Documents identifying past and present officers and directors of the Debtor.
6. All Documents that reflect distributions and/or payments to the Debtor's owner(s), officers, directors, members, partners or the like, including but not limited to salaries, draws, and commissions.
7. Copies of all insurance policies covering the conduct, decision, or action of any member of the Board of Directors, including supporting information (e.g., names of covered individuals, coverage limits, coverage previously used, terms of policies, and premium costs).

### ***Insurance***

8. All insurance policies, and all documents relating thereto, of the Debtor or providing coverage for the Debtor, its assets, property, employees, or directors and officers, including but not limited to any general liability, professional liability, cybersecurity, and directors' and officers' liability.
9. Copies of all insurance policies covering the conduct, decision, or action of any member of the Debtor's management team as such conduct, decision, or action relates to, arises out of, or in connection with the management of the Debtor, including supporting information (e.g., names of covered individuals, coverage limits, coverage previously used, terms of policies, and premium costs).
10. All Documents and Communications relating to claims made to any insurer by any Debtor, including but not limited to any notices of claim, the insurer's responses and coverage opinions provided.

11. All Documents and Communications relating to any claims and/or lawsuits involving the Debtor, including any claims and/or lawsuits any Person threatened to initiate against the Debtor.

12. All Documents and Communications relating to any claims under or relating to Debtor's insurance policies, with sufficient detail to show the amount of the claim, available insurance coverage, applicable self-insured retention or deductible, and any claims for which there is no insurance coverage.

13. All Documents and Communications relating to personal injury claims that are currently pending against the Debtor (whether covered by insurance or not), available insurance to pay for those claims, any applicable SIR/deductible.

***Sale Process***

14. All Documents and Communications relating to any proposed sale of the assets of the Debtor, including, without limitation, any proposed sale timelines, any marketing materials (such as confidential information memorandum or teaser), lists of proposed buyers to be contacted, any diligence materials to be provided to proposed buyers, any materials prepared by or provided to any investment banker or broker with respect to such proposed sale, any valuations of the assets, any letters of intent, indications of interest, purchase agreements or other communications related to any proposed sale of the assets.

15. Access to all data rooms created relating to the proposed sale of the Debtor's assets.

16. All Documents relating to the Stalking Horse Bid (as defined in paragraph 57 of the Declaration).

17. All Documents and Communications relating to any proposed reorganization of Debtor.

18. All Documents and Communications relating to valuations of Debtor's assets or enterprise value.

19. All Documents and Communications concerning all financial and valuation reports of the Debtor provided by third parties.

20. All Documents and Communications concerning any solvency/valuation analysis, appraisals, and opinion(s) of the Debtor, including those prepared by external accountants, financial consultants, investment bankers, or financial advisors of the Debtor.

21. All Documents and Communications concerning any offer or indication of interest to purchase the Debtor's assets, business, enter into an affiliation agreement or purchase any portion of the Debtor's business or assets.

22. All Documents and Communications concerning account receivable balances or collections of same of the Debtor, including disposition or handling of same in connection with the sale process.

***Residency and Rental Agreements***

23. All Documents relating to the Life Care Agreements.
24. All Documents relating to the Fee for Service Agreements.
25. All Documents relating to the Rental Agreements.
26. All Documents relating to the list of Entrance Fee Refunds owed to former Residents as described in footnote 2 of the Declaration.
27. All Documents and Communications relating to Entrance Fee Refunds.
28. All Documents and Communications relating to the Prior Escrow Agreement as described in paragraph 22 of the Declaration.
29. All Documents and Communications relating to the Amended Escrow Agreement as described in paragraph 23 of the Declaration.
30. All Documents relating to amounts currently held in escrow pursuant to the Prior Escrow Agreement and/or the Amended Escrow Agreement.
31. A list of all Residents and amounts held for each Resident pursuant to the Prior Escrow Agreement.
32. A list of all Residents and amounts held for each Resident pursuant to the Amended Escrow Agreement.
33. A list of all former Residents and amounts still owed to each former Resident included in the Pre-Effective Date Refund Queue Claims as described in paragraph 38 of the Declaration.
34. A list of all Residents and amounts owed to each Resident included in the “Current Resident Claims” as described in paragraph 40 of the Declaration.
35. A list of all Residents and amounts owed to each Resident described in footnote 4 of the Declaration.
36. A list of all Residents with Life Care Agreements.
37. All Documents signed by Residents relating to occupancy at the Debtor.
38. All Documents relating to the “Pre-Effective Date Refund Queue Claims” as described in paragraphs 38 and 39 of the Declaration.
39. All Documents relating to the “Current Resident Claims” as described in paragraph 40 of the Declaration.

40. All Documents provided to the Residents of The Buckingham regarding the 2025 bankruptcy filing, including, without limitation, all financial information, all forbearances, and all decisions with respect to the sale of The Buckingham.

41. All Documents and Communications provided to the Residents through The Buckingham application.

42. All Documents and Communications relating to the Town Hall meetings, including without limitation, meeting minutes, presentations, newsletters, etc.

43. All Documents and Communications to and from [communication@buckinghamhouston.com](mailto:communication@buckinghamhouston.com).

44. All Documents and Communication located in the Wall Street Room at The Buckingham.

### ***Financial Information***

45. Documents and Communications relating to the DIP Facility solicitation and negotiation process, including all Communications with Potential DIP Lenders, term sheets received, lists of parties contacted, NDAs executed, information offered in any data rooms accessed by prospective lenders and competing offers.

46. All DIP Facility documents, including all supporting schedules for the DIP budget, in addition to any other competing DIP Facility offers received.

47. All Documents and Communications relating to the Debtor's financial information, including, without limitation, their assets and liabilities and any other financial information relating to their performance.

48. All Documents and Communications relating to financial projections including any projected income statements, balance sheets and statements of cash flow for the Debtor on a consolidated and/or non-consolidated basis.

49. All Documents and Communications used to prepare financial projections, including any projected income statements, balance sheets and statements of cash flow for the Debtor.

50. Any Documents and Communications relating to the Debtor's financial performance, including, without limitation, balance sheets, cash forecasts and bank statements.

51. All Documents and Communications concerning any off-balance sheet commitments, transactions and/or contingent liabilities of the Debtor.

52. All Documents and Communications relating to any analysis or evaluation of unsecured creditors' claims.

53. All Documents and Communications evidencing data and supporting build-up of defenses for 90-day payments in any Debtor-prepared preference analysis.

54. All Federal, State and any foreign tax returns and/or Form 990s of the Debtor together with copies of all schedules, addendums and attachments, attached thereto or incorporated therein, and all documents relating to the preparation of such tax returns and/or used in the preparation of said tax returns or provided to the preparer of such tax returns for use in the preparation thereof, for the last six (6) tax years.

55.

56. All Documents and Communications between the Debtor and its accountants.

57. Complete accounting books and records (in their native form, including electronic format, as generated and maintained in the normal course of business) of the Debtor, including but not limited to, the following:

- (a) all books of original entries;
- (b) detailed general ledger;
- (c) all transaction detail, including details sufficient to show the financial transactions of the Debtor;
- (d) all adjusting journals;
- (e) all detailed journal entries or other detailed sources of entries that resulted in a posting to the General Ledger;
- (f) Opening and closing balances;
- (g) debit and credit memos; and
- (h) metadata reflecting the software on which the accounting files were maintained in the normal course of business and the electronic format of the files.

58. All audited and unaudited financial statements of the Debtor.

59. All income statements, balance sheets, and cash flows of the Debtor with details of any adjusting journal entries and associated working papers.

60. Monthly accounts receivable aging reports of the Debtor.

61. Monthly accounts payable aging reports of the Debtor.

62. All liquidation analyses prepared by the Debtor.

63. All accounts payable and accounts receivable records of the Debtor.

64. All Documents and Communications relating to amounts due and owing to/from Centers for Medicare & Medicaid Services or any government or government agency.

65. All Documents and Communications relating to any liens, encumbrances, security interests, or claims filed against Debtor.

***Bonds***

66. All Documents and Communications relating to the Bond Indenture as defined in paragraph 32 of the Declaration.

67. All Documents and Communications relating to the Series 2021 Bonds as defined in paragraph 32 of the Declaration.

68. All Documents and Communications relating to the Loan Agreement as defined in paragraph 33 of the Declaration.

69. All Documents and Communications relating to the Bond Debt and 2021 Notes as defined in paragraph 34 of the Declaration.

70. All Documents and Communications relating to the Master Indenture as defined in paragraph 35 of the Declaration.

71. All Documents relating to credit agreements, forbearance agreements, amendments, pledges, guarantees, promissory notes, waivers, intercreditor or subordination agreements and/or fee letters relating to any debt of the Debtor.

72. All Documents relating to the Original Forbearance Agreement as defined in paragraph 51 of the Declaration.

73. All Documents relating to the Second Forbearance Agreement as defined in paragraph 52 of the Declaration.

74. All Documents relating to the Amended Forbearance Agreement as defined in paragraph 54 of the Declaration.

75. All presentations or reports given to the Bond Trustee (as defined in paragraph 32 of the Declaration), Master Trustee (as defined in paragraph 35 of the Declaration), lenders, landlords, or potential lenders.

***Other Documents***

76. All Documents sufficient to identify any assets or property (whether real property or personal property) in which Debtor may have an interest.

77. All Documents relating to any interest in real estate held by the Debtor.

78. All Documents sufficient to identify any personal property in which Debtor (whether alone, or jointly with any third party) hold an interest, including, without limitation, intellectual property, accounts receivable, repurchase agreements, swaps, derivatives, treasury bills, money market funds, notes, bonds, securities, collateral held, inventory, consumer products, building products, any items of value, or any other kind of tangible or intangible asset, whether it has accrued or may accrue in the future, that is located in or outside the United States, that is not otherwise responsive to the other requests herein.

79. All documents evidencing any interest, whether direct or indirect, that the Debtor presently has or has had in any corporations, joint ventures, partnerships, limited liability companies, or other business enterprises.

80. All Documents relating to ownership of any personal property in which the Debtor held an interest, including, but not limited to, any beneficial interest in any trust, stock, bonds, accounts, companies, motor vehicles, or other assets or funds of any kind, whether U.S. or foreign.

81. All Communications between Debtor and GMS.

82. All contracts, amendments, and management agreements between Debtor and GMS.

83. All financial statements, including profit and loss statements, balance sheets, and audits relating to GMS's operation and management of The Buckingham.

84. All of GMS's policies, procedures, manuals, and training materials for operation and management of The Buckingham.

85. All records of fees, compensation, reimbursements, and payments made to, by, or on behalf of GMS in connection with its operation and management of The Buckingham.

86. Any reports, evaluations, or assessments of GMS's performance.

87. Any complaints received by Debtor relating to GMS.

88. All Communications between Debtor and SQLC.

89. All contracts, amendments, and management agreements between Debtor and SQLC.

90. All financial statements, including profit and loss statements, balance sheets, and audits relating to SQLC's operation and management of the Buckingham.

91. All of SQLC's polices, procedures, manuals, and training materials for operation and management of The Buckingham.

92. All records of fees, compensation, reimbursements, and payments made to, by, or on behalf of SQLC in connection with its operation and management of the Buckingham.

- 93. Any reports, evaluations, or assessments of SQLC's performance.
- 94. Any complaints received by Debtor relating to SQLC.
- 95. All Documents sufficient to show the Debtor's current assets and liabilities, to the extent not responsive to any other requests for production herein.

Dated: December 10, 2025

**GREENBERG TRAUIG, LLP**

*/s/ Shari L. Heyen*

Shari L. Heyen

Aimee M. Housinger

Emily D. Nasir

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-and-

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*Proposed Counsel to the Official  
Committee of Unsecured Creditors*

**Exhibit A**

ESI Instructions

## GREENBERG TRAUIG PRODUCTION DELIVERY SPECS

The following document describes the technical requirements for electronic productions produced to Greenberg Traurig. Any proposed formats other than what is listed below should not be produced without discussions and approval from the legal and technical staff. Greenberg Traurig uses Relativity 10.XX as their main review platforms.

### General Instructions

1. Produce documents in the same form that it was created or maintained. Documents created or stored electronically should not be produced in hard copy.
2. Deliver data on CD, DVD, or hard drive. The smallest number of media is required.
3. Label all media submitted. Include on the label at least the following information: production date and Bates range
4. Provide all productions free of computer viruses.
5. Provide all passwords for documents, files, or compressed archives provided in the production under a separate cover.
6. Overview of preferred formats for production
  - a. Paper Documents - Scanned paper converted/processed to TIFF files, Bates numbered, and includes OCR text
  - b. Email Collections – Electronic mail converted/processed to TIFF files for the email and attachment(s), Bates numbered, includes a link to the email or native file, corresponding metadata, and includes full text.
  - c. Native Files – Electronic documents converted/processed to TIFF files, Bates numbered, includes a link to the native file, corresponding metadata, and includes full text.

### Paper Documents

- 1) **Image files.** Images must be Group IV TIFF files (single-page files). All images should be Bates numbered.
- 2) **Delimited Text file.** At a minimum, this file must contain an a document break file indicating the BegDoc and EndDoc fields.

Comma()	–	ASCII character	20
Quote(p)	-	“ “	254
Newline	-	“ “	174
- 3) **OCR Text.** The OCR text provided to Greenberg Traurig can be delivered in the following manner (1) The OCR text can be delivered as multi-page ASCII files. The name of the file must match the IMAGEID field.  
If possible please place page markers at the beginning or end of each OCR text page as shown:

\*\*\* LA000001 \*\*\*

**Concordance Image load file.** The delivery must be in an opticon image load file format

**Sample Data**

**Delimited Text file:**

 FIRSTBATES  LASTBATES   
 GT00000001  GT00000002   
 GT00000003  GT00000004   
 GT00000005  GT00000006 

**Concordance Image load file:**

GT00000001,,E:\001\GT00000001.TIF,Y,,,  
GT00000002,,E:\001\GT00000002.TIF,,,,  
GT00000003,,E:\001\GT00000003.TIF,Y,,,  
GT00000004,,E:\001\GT00000004.TIF,,,,  
GT00000005,,E:\001\GT00000005.TIF,Y,,,  
GT00000006,,E:\001\GT00000006.TIF,,,,

**Multi-page OCR Text File (GT00000001.txt):**

\*\*\* GT00000001 \*\*\*

Greenberg Traurig Sample OCR fileGreenberg Traurig Sample OCR file  
Greenberg Traurig Sample OCR fileGreenberg Traurig Sample OCR file  
Greenberg Traurig Sample OCR fileGreenberg Traurig Sample OCR file  
Greenberg Traurig Sample OCR fileGreenberg Traurig Sample OCR file  
Greenberg Traurig Sample OCR fileGreenberg Traurig Sample OCR file

GT00000001  
CONFIDENTIAL

**Email Collections**

**Preferred Format: Delimited Text with Images with native links**

- 1) **Image files.** The producing party will provide a TIFF image for each page of the email and attachment(s). Images must be Group IV TIFF files (single-page files). All images should be Bates numbered.
- 2) **Native files.** The producing party will provide a copy of all non tiffable files and or audio/video files, excel spreadsheets, and PowerPoint Presentations which will have a link provided in the metadata (IE: NativeLink). Redacted documents will not have a native file produced.

- 3) **Delimited Text file.** The text and metadata of the email and the attachment(s) is extracted and entered in the appropriate fields and provided as an ASCII delimited text file. All documents must be produced in full message units (Parent email and children attachments) The *child/children* will immediately follow the parent record. The following is a field definition table of the data requested, including sample data for an email and an attachment.

**Sample Data - Email**

Field	Sample Data	Comment
BEGDOC	GT000001	First Bates number of document
ENDDOC	GT000008	Last Bates number of document
BEGATTACH	GT000001	First Bates number of attachment range
ENDATTACH	GT000015	Last Bates number of attachment range
CUSTODIAN	Jon Greenberg	Mailbox where the email resided
FROM	Jon Greenberg	Sender
TO	Jim Greenberg	Recipient(s)
CC	Eric Traurig	Carbon copy recipient(s)
BCC	Sam Traurig	Blind carbon copy recipient(s)
SUBJECT	Board Meeting	Subject of the email
DATE_SENT	01/01/2000	Date the email was sent
TIME_SENT	12:00 PM	Time the email was sent; must be a separate field and cannot be combined with the DATE_SENT field
NATIVELINK	D:\GT\GT000001.msg	Hyperlink to the email; should be named per the BEGDOC number
FILE_EXTEN	MSG	The file extension of the email; will vary depending on the email format
AUTHOR		Empty for email
DATE_CREATED		Empty for email
TIME_CREATED		Empty for email
DATE_MOD		Empty for email
TIME_MOD		Empty for email
DATE_ACCESSD		Empty for email
TIME_ACCESSD		Empty for email
PRINTED_DATE		Empty for email
FILE_SIZE	4,120	Size of email in KB
INTFILEPATH	Personal Folders\Inbox\Board Meeting.msg	Location of email

CONFIDENTIAL	CONFIDENTIAL	Documents to be designated CONFIDENTIAL
TIMEZONE	EST	TimeZone in which data was processed

**Sample Data - Attachment**

Field	Sample Data	Comment
BEGDOC	GT000009	First Bates number of document
ENDDOC	GT000011	Last Bates number of document
BEGATTACH	GT000001	First Bates number of the attachment range
ENDATTACH	GT000015	Last Bates number of the attachment range
CUSTODIAN	Jon Greenberg	Mailbox where the email resided
FROM		Empty for attachment
TO		Empty for attachment
CC		Empty for attachment
BCC		Empty for attachment
SUBJECT		Empty for attachment
DATE SENT		Empty for attachment
TIME SENT		Empty for attachment
NATIVELINK	D:\GT\GT000002.doc	Hyperlink to the document; should be named per the BEGDOC number
FILE_EXTEN	DOC (attachment – ex. Word document)	The file extension will vary
MASTER_DATE	01/01/1989	Date for the email that is also propagated down to the attachment document (Allows for sorting and keeping family documents together)
DATE_CREATED	04/01/1998	Attachment metadata
TIME_CREATED	04:13 PM	Time the attachment was created; must be a separate

		field and cannot be combined with the DATE CREATED field.
DATE_MOD	01/02/1999	Attachment metadata
TIME_MOD	04:13 PM	Time the attachment was modified; must be a separate field and cannot be combined with the DATE_MOD field.
DATE_RECEIVED	12/31/1999	Date the email was received
TIME_RECEIVED	12:02 PM	Time the email was received
FILE_NAME	GT.doc	Name of the file
FILE_SIZE	500,111	Size of file in KB
CONFIDENTIAL	CONFIDENTIAL	Documents to be designated CONFIDENTIAL
HASHVALUE	12345678910asdfghjklouiuytrewqzxcv	Hash value of the document
DUP-CUSTODIAN	Jon Greenberg	All custodians who were duplicated out but had the same document
TEXTPATH	.\text\GT000001.txt	Path to the OCR text files

The delimited text file must include a header record. The delimiters for the file must be as follows:

Comma (,) – ASCII character 20  
 Quote (p) - “ “ 254  
 Newline - “ “ 174

4) **Concordance Image load file.** The delivery must be in an opticon image load file format

**Native Files**

**Preferred Format: Delimited Text with Images and Links to Native Files:**

1. **Image files.** The producing party will provide a TIFF image of the native files. Images must be Group IV TIFF files (single-page files). All images should be Bates numbered.
2. **Native files.** The producing party will provide a copy of all non tiffable files and or audio/video files, excel spreadsheets, and PowerPoint Presentations which will have a link provided in the metadata (IE: NativeLink). Redacted documents will not have a native file produced.

3. **Delimited Text file.** An ASCII delimited file containing the metadata associated with the file, text extracted from the native file, and a directory path to the native file. The fields to be included in the production are as follows:

FIELD	SAMPLE DATA	COMMENT
BEGDOC	GT000001	First Bates number of native file
ENDDOC	GT000001	Last Bates number of native file
CUSTODIAN	Jon Greenberg	Individual from whom the documents originated
NATIVELINK	D:\GT\GT000001.doc	Hyperlink to the document; should be named per the BEGDOC number
DATE_CREATED	11/03/2004	
TIME_CREATED	2:10 PM	Time the document was created; must be a separate field and cannot be combined with the DATE_CREATED field.
DATE_MOD	11/01/2005	
TIME_MOD	11:11 PM	Time the document was modified; must be a separate field and cannot be combined with the DATE_MOD field.
DATE_RECEIVED	12/31/1999	Date the email was received
TIME_RECEIVED	12:02 PM	Time the email was received
FILE_SIZE	200,411	Size of file in KB
TEXTPATH	.\text\GT000001.txt	Path to the OCR text files

The delimited text file must include a header record. The delimiters for the file must be as follows:

Comma (,) – ASCII character 20  
 Quote (p) - “ “ 254  
 Newline - “ “ 174

- 4) **Concordance Image load file.** The delivery must be in an opticon image load file format

# EXHIBIT C

**From:** [Kemp, Danielle \(Shld-TPA-RSS-LT\)](#)  
**To:** [Hall, Jerry](#); [Berland, Joshua](#); [Rowles, Natalie](#)  
**Cc:** [Housinger, Aimee \(Shld-HOU-LT\)](#)  
**Subject:** Information/Document Requests Priority  
**Date:** Tuesday, December 16, 2025 6:01:32 PM  
**Attachments:** [Information Document Requests Priority\(717339718.2\).docx](#)  
[image001.png](#)

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All:

Thank you for jumping on the call today! Attached is the priority list of documents that we discussed. Please let us know if you have any questions.

Danielle

**Danielle Kemp**

Shareholder

Greenberg Traurig, P.A.

101 East Kennedy Boulevard | Suite 1900 | Tampa, Florida 33602

T +1 813.318.5724 | C +1 813.465.8618

[kempd@gtlaw.com](mailto:kempd@gtlaw.com) | [www.gtlaw.com](http://www.gtlaw.com) | [View GT Biography](#)



**LOCAL PRESENCE, GLOBAL REACH**

Please consider the environment before printing this email.

Information/Documents Needed:

1. Governance Docs—Minutes, Board Materials, Bylaws.
2. Board Member Contracts.
3. D&O Insurance
4. Resident Information
  - a. Residents at the Community: (i) name of each resident, (ii) unit number/contact information, (iii) copy of agreements entered into by each resident and (iv) the entrance fee paid by such resident (and whether in escrow or not).
  - b. Former Residents: (i) names of person owed an entrance fee refund (former resident/family member), (ii) their contact information, (iii) amount of entrance fee owed and (iv) a copy of the agreements entered into by this resident.
  - c. List of residents owed entrance fees in order of priority.
  - d. List of residents/family members who received payment of an entrance fee obligation after 2021 plan confirmation and to date – person’s name, amount, when paid.
  - e. Rental agreements: (i) how many residents have signed rental agreements; (ii) when did the Debtor start offering rental agreements, (iii) is there a limit on the number of rental agreements that can be entered into and (iv) a copy of each rental agreement (with resident name/contact information).
5. Escrow
  - a. Copy of the escrow agreement, including any amendments.
  - b. Copy of any agreements signed by residents with respect to the escrow of their entrance fee.
  - c. Current escrow balance.
  - d. Amounts transferred out of escrow and where transferred.
  - e. List of each resident who has escrowed an entrance fee (and is currently in escrow) and the amount.
6. All forbearance agreements entered into between the Debtor and Indenture Trustee after the 2021 restructuring and any notices of default or reservation of rights letters received by the Debtor.
7. Audit for 2024 (we saw the other audits in the Data Room, but not 2024)
8. Spreadsheet of prepetition vendor debt (by vendor name and amount)
9. PI Claims:
  - a. How many claims are pending.
  - b. Copies of the complaints or other details.
  - c. Available insurance to cover these claims.
  - d. Any deductible/SIR obligations per claim.

# EXHIBIT D

**From:** [Kemp, Danielle \(Shld-TPA-RSS-LT\)](#)  
**To:** [Hall, Jerry](#)  
**Cc:** [Housinger, Aimee \(Shld-HOU-LT\)](#); [Berland, Joshua](#); [Rowles, Natalie](#); [Mitchell, Jason](#); [Peterman, Nancy \(Shld-CHI-RSS\)](#); [Heyen, Shari L. \(Shld-HOU-RSS\)](#)  
**Subject:** RE: Buckingham  
**Date:** Wednesday, December 24, 2025 7:42:15 AM  
**Attachments:** [image005.png](#)  
[image006.png](#)  
[image001.png](#)

---

Jerry,

Happy Holidays to you as well! Thank you for letting me know about the timing of the responses/objections and the next production.

We have started looking at the first batch of documents and noticed that we only received Board Minutes starting in March of 2025. Understanding that it is Christmas week, if you can put the rest of the Board minutes at the top for one of the next couple of productions, I would appreciate it. Also, we need to add to the priority list:

1. Any financial disclosures made to Residents or Former Residents (outside of EMMA). We understand there were Town Halls, posts on The Buckingham App, and other communications, so we are looking for those.
2. Any LOIs, IOIs, correspondence from interested bidders
3. Raymond James Scorecard

Thanks,

Danielle

**Danielle Kemp**

Shareholder

Greenberg Traurig, P.A.  
101 East Kennedy Boulevard | Suite 1900 | Tampa, Florida 33602  
T +1 813.318.5724 | C +1 813.465.8618  
[kempd@gtlaw.com](mailto:kempd@gtlaw.com) | [www.gtlaw.com](http://www.gtlaw.com) | [View GT Biography](#)



**LOCAL PRESENCE, GLOBAL REACH**

Please consider the environment before printing this email.

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**From:** Hall, Jerry <jerryhall@mwe.com>  
**Sent:** Tuesday, December 23, 2025 12:42 PM  
**To:** Kemp, Danielle (Shld-TPA-RSS-LT) <kempd@gtlaw.com>  
**Cc:** Housinger, Aimee (Shld-HOU-LT) <housingera@gtlaw.com>; Berland, Joshua <jberland@mwe.com>; Rowles, Natalie <Nrowles@mwe.com>; Mitchell, Jason

<Jason.Mitchell@srz.com>

**Subject:** RE: Buckingham

Danielle,

First, Happy Holidays. I hope you are enjoying the season.

Second, I am writing to let you know that I expect to have our responses and objections to you by December 30, 2025. Please let me know if you take issue with that timing.

Separately, we anticipate having a second production over to you on Friday (12/26)—we will keep you posted on productions, as previously discussed. Thanks.

Jerry

**Jerry Hall**

Partner

T: +1 212 547 5543 | M: +1 202 812 2909 | F: +1 212 547 5444

[jerryhall@mwe.com](mailto:jerryhall@mwe.com) | [LinkedIn](#)

McDermott Will & Schulte LLP | [mwe.com](http://mwe.com)

One Vanderbilt Avenue, New York, NY 10017



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**From:** [kempd@gtlaw.com](mailto:kempd@gtlaw.com) <[kempd@gtlaw.com](mailto:kempd@gtlaw.com)>

**Sent:** Tuesday, December 16, 2025 12:52 PM

**To:** Hall, Jerry <[jerryhall@mwe.com](mailto:jerryhall@mwe.com)>

**Cc:** [housingera@gtlaw.com](mailto:housingera@gtlaw.com); Berland, Joshua <[jberland@mwe.com](mailto:jberland@mwe.com)>

**Subject:** RE: Buckingham

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Thank you for your quick response. 5:00 ET works for us. I will send an invite to this group.

**Danielle Kemp**

Shareholder

Greenberg Traurig, P.A.

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**From:** Hall, Jerry <[jerryhall@mwe.com](mailto:jerryhall@mwe.com)>  
**Sent:** Tuesday, December 16, 2025 12:38 PM  
**To:** Kemp, Danielle (Shld-TPA-RSS-LT) <[kempd@gtlaw.com](mailto:kempd@gtlaw.com)>  
**Cc:** Housinger, Aimee (Shld-HOU-LT) <[housingera@gtlaw.com](mailto:housingera@gtlaw.com)>; Berland, Joshua <[jberland@mwe.com](mailto:jberland@mwe.com)>  
**Subject:** Re: Buckingham

**\*EXTERNAL TO GT\***

Danielle,

I'm on a flight now. Does 5:00 pm ET work?

Jerry

**Jerry Hall**

Partner

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On Dec 16, 2025, at 12:36, [kempd@gtlaw.com](mailto:kempd@gtlaw.com) wrote:

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Jerry,

We are working with Nancy Peterman and Shari Heyen on the Buckingham matter. We understand that you are the person we need to speak to with respect to the Document Requests that we sent on December 10<sup>th</sup>. Do you have time this afternoon after 3pm Eastern to discuss our requests?

Thanks,

Danielle

**Danielle Kemp**

Shareholder

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# EXHIBIT E

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

In re:

**BUCKINGHAM SENIOR LIVING  
COMMUNITY, INC.<sup>1</sup>**

Debtor.

Chapter 11

Case No. 25-80595 (MVL)

**DEBTOR’S RESPONSES AND OBJECTIONS TO THE OFFICIAL  
COMMITTEE OF UNSECURED CREDITORS’ FIRST REQUEST FOR  
PRODUCTION OF DOCUMENTS DIRECTED TO THE DEBTOR**

Pursuant to Federal Rule of Civil Procedure 34, made applicable to this matter pursuant to Federal Rule of Bankruptcy Procedure 7034 and 9014, Debtor hereby submits the following responses and objections to the First Request for the Production of Documents Directed to Debtor (collectively, the “Requests” and, each, a “Request”) served by the Official Committee of Unsecured Creditors of Buckingham Senior Living Community, Inc., (the “Committee”) on December 10, 2025.

**GENERAL OBJECTIONS APPLICABLE TO ALL REQUESTS**

1. The Debtor objects to the Committee’s instructions to the extent they deviate from, contradict, or seek to expand the obligations and requirements set forth in the Federal Rules of Civil Procedure, the Bankruptcy Code, and/or any Order of this Court.
2. The Debtor objects to any Request to the extent that it seeks information that is protected by the attorney-client privilege, the attorney work-product doctrine, or any other applicable privilege or immunity from disclosure. To the extent a request can be construed as

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<sup>1</sup> The last four digits of the Debtor’s federal tax identification number are 7872. The location of the Debtor’s principal place of business and the service address for the Debtor is 8580 Woodway Drive, Houston, Texas 77063.

seeking information subject to such privilege or doctrine, the Debtor hereby objects and claims the attorney-client privilege, the attorney work-product doctrine, or any other applicable privilege or immunity from disclosure.

3. The Debtor objects to any Request to the extent that it seeks information containing protected confidential, sensitive, proprietary, business or trade secret information. To the extent a request can be construed as seeking information protected by a right or duty not to disclose confidential, sensitive, proprietary, or trade secret information, the Debtor hereby invokes such right and/or duty. All information produced in response to the Requests is provided subject to the Confidentiality Agreement between Debtor, counsel for the Committee, and each individual Committee member (the "Confidentiality Agreement").

4. The following responses to the Requests are given without prejudice to the right to produce evidence of any subsequently discovered fact or information, or documents which the responding party may later recall, pursuant to the Federal Rules of Civil Procedure. In addition to all other rights provided by the procedural and evidentiary rules, these responses are made without waiving any pertinent objections regarding any subsequent evidentiary use of these responses, including (without limitation) any objections as to admissibility, relevancy, or materiality.

5. The Debtor objects to the Requests on the grounds that they are overbroad, unduly burdensome, and seek documents that are not relevant or reasonably calculated to lead to the production of admissible evidence because the timeframe covered by the Requests is too expansive. Subject to the objections set forth herein and unless otherwise agreed upon by the parties, the Debtor will produce responsive, non-privileged documents and communications dated as of November 30, 2021, the date of the Debtor's emergence from its prior chapter 11 proceedings (the "Emergence"), to present.

**OBJECTIONS TO DEFINITIONS & INSTRUCTIONS**

1. The Debtor objects to the definitions of “Debtor,” “You,” and “The Buckingham” on the grounds that they are overbroad, vague, and unduly burdensome to the extent those definitions include Debtor, all of its affiliates, and “each of their prior or current officers, directors, employees, agents, and attorneys.” Debtor will search for and produce nonprivileged documents in the possession, custody, or control of Debtor and no other person.

2. The Debtor objects to the definition of “Document” as overbroad and unduly burdensome to the extent it includes materials beyond those set forth in Rule 34 of the Federal Rules of Civil Procedure.

3. The Debtor objects to the definition of “Communication” as overbroad and unduly burdensome to the extent it includes oral communications that were not recorded or otherwise set forth in writing.

4. The Debtor objects to Instruction Nos. 4, 5, and 11, which purport to impose specific discovery and ESI production requirements beyond what is required by the Federal Rules of Civil Procedure. Debtor will endeavor to produce documents in the format specified by counsel for the Committee (searchable PDF files, native Excel files, and preservation of folder structure where possible), but expressly reserves all rights to produce documents in a different format and notes that due to deduplication of documents, any folder structure produced by Debtor may be incomplete and is provided for illustrative purposes only.

5. The Debtor objects to Instruction No. 10 as unduly burdensome. Debtor declines to provide a detailed disclosure regarding every document it no longer possesses or that is no longer in its custody or control, but invites the Committee to meet and confer if it has specific documents in mind implicated by Instruction No. 10.

6. The Debtor objects to Instruction No. 12 as unduly burdensome to the extent that it requires production of all responsive documents and communications concerning 95 separate requests for a time period dating back to January 1, 2019, a nearly seven-year period dating back prior to Debtor's previous chapter 11 proceedings in 2021. Unless otherwise indicated in a particular request, Debtor will produce documents and communications consistent with and subject to the responses and objections herein for the period from the Emergence to the present.

**SPECIFIC RESPONSES AND OBJECTIONS TO REQUESTS FOR PRODUCTION**

**REQUEST 1.** All Documents evidencing the Debtor's corporate governance, ownership and management, including, without limitation, certificates of incorporation, bylaws, formation certificates and certificates of good standing.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks "Documents evidencing Debtor's corporate governance, ownership, and management." Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated Documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any).

Subject to the foregoing and its General Objections, Debtor has produced certain responsive documents including bylaws and certificates of incorporation among others, and Debtor will continue to produce nonprivileged documents that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 2.** All agendas, resolutions, minutes of meetings, resolutions, and written consents of the Debtors' board of directors, any subcommittees thereof, and any related meeting materials and presentations.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks "any related meeting materials and presentations" and will construe that portion of the Request as seeking any formal presentations or handouts distributed in connection

with such meetings. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection.

Subject to the foregoing and its General Objections, Debtor has produced certain responsive Documents including agendas, resolutions, minutes of meetings, among others, and Debtor will continue to produce nonprivileged documents that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 3.** All agendas, resolutions, minutes of the meetings, presentations, and consents in lieu of a meeting of the Marketing Committee, any subcommittee thereof, and any related meeting materials and presentations, including documents identifying the membership of the Marketing Committee.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “any related meeting materials and presentations” and will construe that portion of the Request as seeking any formal presentations or handouts distributed in connection with such meetings. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection.

Subject to the foregoing and its General Objections, Debtor will produce nonprivileged documents that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 4.** All organizational or structure charts of the Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated Documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any).

Subject to the foregoing and its General Objections, Debtor has produced certain responsive organization charts, and Debtor will continue to produce documents sufficient to show Debtor's organizational structure since the Emergence.

**REQUEST 5.** All Documents identifying past and present officers and directors of the Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks information concerning "all documents identifying" when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Likewise, Debtor objects to the extent this Request seeks Documents regarding persons who were officers and directors of the Debtor prior to the Emergence as such information is overly broad, unduly burdensome, and not proportional to the needs of the case.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to identify all past and present officers and directors of the Debtor for the period from the Emergence to present.

**REQUEST 6.** All Documents that reflect distributions and/or payments to the Debtor's owner(s), officers, directors, members, partners or the like, including but not limited to salaries, draws, and commissions.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks information concerning "all documents that reflect distributions and/or payments" when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks information concerning distributions and/or payments not made by the Debtor, and will limit its response to distributions and/or payments made by the Debtor. Debtor

further objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks information concerning “or the like,” and it is unclear as to who or what “or the like” encompasses beyond the enumerated categories of individuals, and Debtor’s response accordingly will be limited to its officers, directors, and equity holders. Additionally, Debtor objects to this Request to the extent it seeks documents concerning “all Documents that reflect distributions and/or payments” that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to identify all distributions and or payments made by the Debtor to the Debtor’s officers, directors, and equity holders since the Emergence, as applicable.

**REQUEST 7.** Copies of all insurance policies covering the conduct, decision, or action of any member of the Board of Directors, including supporting information (e.g., names of covered individuals, coverage limits, coverage previously used, terms of policies, and premium costs).

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks information concerning “all insurance policies” and “supporting information” that do not concern insurance policies held by or providing coverage to the Debtor, and will accordingly limit its response to any insurance policies held by or providing coverage to the Debtor. Debtor further objects to this Request to the extent it seeks documents concerning “all insurance policies” and “supporting information” that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor has produced certain responsive D&O insurance information, including copies of relevant insurance policies, and will continue to produce to the Committee documents sufficient to identify all insurance policies held by or providing coverage to the Debtor covering the conduct, decision, or action of any member of its Board of Directors, including the persons covered, limits thereof, coverage used, terms of policies, and premium costs.

**REQUEST 8.** All insurance policies, and all documents relating thereto, of the Debtor or providing coverage for the Debtor, its assets, property, employees, or directors and officers, including but not limited to any general liability, professional liability, cybersecurity, and directors' and officers' liability.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents relating thereto." Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor also objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case to the extent it seeks information concerning "all insurance policies" and "all documents relating thereto" that do not concern insurance policies held by or providing coverage to the Debtor, and will accordingly limit its response to any insurance policies held by or providing coverage to the Debtor. Debtor further objects to this Request to the extent it seeks/on the grounds that documents concerning "all insurance policies" and "all documents relating thereto" are not within the Debtor's possession, custody, or control. Additionally, Debtor objects to this Request as duplicative of Request No. 7.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee copies of insurance policies held by or providing coverage to the Debtor since the Emergence, as well as documents sufficient to identify the type of coverage, coverage limits, coverage previously used, terms of policies, and premium costs.

**REQUEST 9.** Copies of all insurance policies covering the conduct, decision, or action of any member of the Debtor's management team as such conduct, decision, or action relates to, arises out of, or in connection with the management of the Debtor, including supporting information (e.g., names of covered individuals, coverage limits, coverage previously used, terms of policies, and premium costs).

**RESPONSE:** Debtor objects to this Request to the extent it seeks/on the grounds that documents concerning "all insurance policies" and "supporting information" are not within the

Debtor's possession, custody, or control. Debtor also objects to this Request as duplicative of Request Nos. 7-8.

Subject to the foregoing and its General Objections, Debtor has produced certain responsive insurance information and will continue to produce to the Committee copies of insurance policies held by or providing coverage to the Debtor since the Emergence, as well as documents sufficient to identify the type of coverage, coverage limits, coverage previously used, terms of policies, and premium costs.

**REQUEST 10.** All Documents and Communications relating to claims made to any insurer by any Debtor, including but not limited to any notices of claim, the insurer's responses and coverage opinions provided.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all documents and communications relating to" such claims when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request as duplicative of Request Nos. 7-9. Debtor also objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications relating to" such claims. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor has or will produce to the Committee documents sufficient to identify any claims made to any insurer by the Debtor, any Insurance Company response thereto, notices of claim, and coverage opinions provided.

**REQUEST 11.** All Documents and Communications relating to any claims and/or lawsuits involving the Debtor, including any claims and/or lawsuits any Person threatened to initiate against the Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all documents and communications relating to” such claims when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” concerning such claims. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks information “involving the Debtor.” Debtor interprets this to mean actions or threats of actions where Debtor would be a defendant or otherwise liable (*e.g.*, through indemnity).

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents and communications sufficient to identify all lawsuits, or threats of lawsuits, where the Debtor is a named party or the Debtor has otherwise determined it is likely that the Debtor could face potential liability.

**REQUEST 12.** All Documents and Communications relating to any claims under or relating to Debtor’s insurance policies, with sufficient detail to show the amount of the claim, available insurance coverage, applicable self-insured retention or deductible, and any claims for which there is no insurance coverage.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all documents and communications relating to” any claim or any insurance policy of the Debtor when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Further, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the

extent it seeks “all documents and communications relating to” any claim or insurance policy of the Debtor. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as duplicative to the extent it seeks the same information as Request Nos. 7-11.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents and communications sufficient to identify all claims against the Debtor, any applicable insurance coverage, deductible, or self-insured retention.

**REQUEST 13.** All Documents and Communications relating to personal injury claims that are currently pending against the Debtor (whether covered by insurance or not), available insurance to pay for those claims, any applicable SIR/deductible.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” relating to such claims. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated Documents and Communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request as duplicative to the extent it seeks the same information as Request Nos. 7-11. Debtor also objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks information concerning the undefined term “SIR.” Debtor will interpret this to mean self-insured retention.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents and communications sufficient to identify personal injury claims

currently pending where Debtor is named as a defendant, as well as any applicable self-insurance or applicable insurance coverage.

**REQUEST 14.** All Documents and Communications relating to any proposed sale of the assets of the Debtor, including, without limitation, any proposed sale timelines, any marketing materials (such as confidential information memorandum or teaser), lists of proposed buyers to be contacted, any diligence materials to be provided to proposed buyers, any materials prepared by or provided to any investment banker or broker with respect to such proposed sale, any valuations of the assets, any letters of intent, indications of interest, purchase agreements or other communications related to any proposed sale of the assets.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” concerning any such proposed sale. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor also objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request to the extent responsive documents are already in the Committee’s possession, custody, and control.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee nonprivileged documents and communications that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 15.** Access to all data rooms created relating to the proposed sale of the Debtor’s assets.

**RESPONSE:** Debtor objects to this Request to the extent responsive documents are already in the Committee’s possession, custody, and control and understands that the Committee already has access to all such data rooms. Debtor is not withholding any responsive documents

based on this objection, and is willing to meet and confer with the Committee regarding this Request.

**REQUEST 16.** All Documents relating to the Stalking Horse Bid (as defined in paragraph 57 of the Declaration).

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” relating to the Stalking Horse Bid. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent responsive documents are already in the Committee’s possession, custody, or control, or the public record. Further, Debtor objects to this Request as duplicative of Request No. 14.

Subject to the foregoing and its General Objections, Debtor will produce nonprivileged documents that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 17.** All Documents and Communications relating to any proposed reorganization of Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks information concerning “any proposed reorganization.” Debtor interprets this to mean proposed reorganizations post-

Emergence. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” relating to such proposed reorganization. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor also objects to this Request to the extent it seeks documents concerning “any proposed reorganization of the Debtor” that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee non-privileged documents and communications responsive to this request that are located pursuant to a reasonable, good-faith search.

**REQUEST 18.** All Documents and Communications relating to valuations of Debtor’s assets or enterprise value.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” relating to such valuations. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to show all valuations of the Debtor’s assets or enterprise

value prepared in connection with the present bankruptcy and the books and records relied on in creating such valuations.

**REQUEST 19.** All Documents and Communications concerning all financial and valuation reports of the Debtor provided by third parties.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” concerning such reports. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Further, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor also objects to this Request as duplicative of Request No. 18.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to show all valuations of the Debtor’s assets or enterprise value prepared in connection with the present bankruptcy and the books and records relied on in creating such valuations.

**REQUEST 20.** All Documents and Communications concerning any solvency/valuation analysis, appraisals, and opinion(s) of the Debtor, including those prepared by external accountants, financial consultants, investment bankers, or financial advisors of the Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all

necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” regarding the identified subject matters. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request as duplicative of Request Nos. 18-19. Debtor also objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “opinions,” which Debtor will interpret to mean solvency, liquidation, of valuation analyses.

Subject to the foregoing and its General Objections, Debtor will produce valuations and solvency analyses prepared in connection with the present bankruptcy and the books and records relied on in creating such valuation and solvency analyses.

**REQUEST 21.** All Documents and Communications concerning any offer or indication of interest to purchase the Debtor’s assets, business, enter into an affiliation agreement or purchase any portion of the Debtor’s business or assets.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” concerning any such offer or indication of interest. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents and

communications that are not within the Debtor's possession, custody, or control. Further, Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks "affiliation agreements" and will disregard that portion of the Request.

Subject to the foregoing and its General Objections, Debtor will produce nonprivileged documents and communications that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 22.** All Documents and Communications concerning account receivable balances or collections of same of the Debtor, including disposition or handling of same in connection with the sale process.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications" concerning such balances or collections. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor will produce documents sufficient to identify all of the Debtor's accounts receivable and accounts payable, and the respective balances thereof.

**REQUEST 23.** All Documents relating to the Life Care Agreements.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or

protection to the extent it seeks “all documents” relating to the Life Care Agreements. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). That is particularly so here given that the Life Care Agreements follow a standard form, and an exemplar Life Care Agreement and corresponding list of persons or entities that are parties to a Life Care Agreement should be sufficient. Debtor also objects to this Request to the extent it seeks documents that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor will produce an exemplar Life Care Agreement and a list of residents who have signed such Life Care Agreements. Debtor is willing to meet and confer to discuss what, if any, further production is requested.

**REQUEST 24.** All Documents relating to the Fee for Service Agreements.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” relating to the Fee for Service Agreements. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). That is particularly so here given that the Fee for Service Agreements follow a standard form, and an exemplar Fee for Service Agreement and corresponding list of persons or entities that are parties to a Fee for Service Agreement should be

sufficient. Debtor also objects to this Request to the extent it seeks documents that are not within the Debtor's possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor will produce an exemplar Fee for Service Agreement and a list of residents who have signed such Fee for Service Agreements. Debtor is willing to meet and confer to discuss what, if any, further production is requested.

**REQUEST 25.** All Documents relating to the Rental Agreements.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all" documents relating to the Rental Agreements. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated Documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). That is particularly so here given that the Rental Agreements follow a standard form, and an exemplar Rental Agreement and corresponding list of persons or entities that are parties to a Rental Agreement should be sufficient. Debtor also objects to this Request to the extent it seeks documents that are not within the Debtor's possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor will produce an exemplar Rental Agreement and a list of residents who have signed such Rental Agreements. Debtor is willing to meet and confer to discuss what, if any, further production is requested.

**REQUEST 26.** All Documents relating to the list of Entrance Fee Refunds owed to former Residents as described in footnote 2 of the Declaration.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” relating to the referenced list. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any).

Subject to the foregoing and its General Objections, Debtor will produce documents sufficient to show the quantum of entrance fee refunds owed to current and former residents, the priority thereof, an exemplar Escrow Agreement (including prior and amended versions), and a list of residents that executed such agreements.

**REQUEST 27.** All Documents and Communications relating to Entrance Fee Refunds.

**RESPONSE:** Debtor objects to this Request as duplicative of Request No. 26. Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” relating to the Entrance Fee Refunds Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications

when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any).

Subject to the foregoing and its General Objections, Debtor will produce documents sufficient to show the quantum of entrance fee refunds owed to current and former residents, the priority thereof, an exemplar Escrow Agreement (including prior and amended versions), a list of residents that executed such agreements, and communications made to the residents regarding the Entrance Fee Refunds that are located pursuant to a reasonable, good-faith search.

**REQUEST 28.** All Documents and Communications relating to the Prior Escrow Agreement as described in paragraph 22 of the Declaration.

**RESPONSE:** Debtor objects to this Request as duplicative of Request Nos. 26-27. Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” relating to the Prior Escrow Agreement. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any).

Subject to the foregoing and its General Objections, Debtor will produce documents sufficient to demonstrate the quantum of entrance fee refunds owed to Residents under the Prior Escrow Agreement (as applicable), the priority thereof, an exemplar Prior Escrow Agreement, a list of residents that executed such agreements, and communications made to the residents

regarding the Prior Escrow Agreements that are located pursuant to a reasonable, good-faith search.

**REQUEST 29.** All Documents and Communications relating to the Amended Escrow Agreement as described in paragraph 23 of the Declaration.

**RESPONSE:** Debtor objects to this Request as duplicative of Request Nos. 26-28. Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” regarding the Amended Escrow Agreement. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any).

Subject to the foregoing and its General Objections, Debtor will produce documents sufficient to demonstrate the quantum of entrance fee refunds owed to Residents under the Amended Escrow Agreement (as applicable), the priority thereof, an exemplar Amended Escrow Agreement, a list of residents that executed such agreements, and communications made to the residents regarding the Amended Escrow Agreements that are located pursuant to a reasonable, good-faith search.

**REQUEST 30.** All Documents relating to amounts currently held in escrow pursuant to the Prior Escrow Agreement and/or the Amended Escrow Agreement.

**RESPONSE:** Debtor objects to this Request as duplicative of Request Nos. 26-29. Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the

attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” relating to the referenced amounts. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any).

Subject to the foregoing and its General Objections, Debtor will produce documents sufficient to demonstrate the quantum of entrance fee refunds owed to Residents under the Prior and Amended Escrow Agreement (as applicable), the priority thereof, an exemplar Prior and Amended Escrow Agreement, and a list of residents that executed such agreements.

**REQUEST 31.** A list of all Residents and amounts held for each Resident pursuant to the Prior Escrow Agreement.

**RESPONSE:** Debtor objects to this Request as duplicative of Request Nos. 26-28 and 30.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee a list of all Residents and amounts held for each Resident pursuant to the Prior Escrow Agreement.

**REQUEST 32.** A list of all Residents and amounts held for each Resident pursuant to the Amended Escrow Agreement.

**RESPONSE:** Debtor objects to this Request as duplicative of Request Nos. 26-28 and 30.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee a list of all Residents and amounts held for each Resident pursuant to the Amended Escrow Agreement.

**REQUEST 33.** A list of all former Residents and amounts still owed to each former Resident included in the Pre-Effective Date Refund Queue Claims as described in paragraph 38 of the Declaration.

**RESPONSE:** Debtor objects to this Request on the grounds that it is overbroad, unduly burdensome, and not proportional to the needs of the case, to the extent it seeks a list of former Residents who otherwise are not entitled to a refund or have not been Residents since the Emergence. Additionally, Debtor objects to this Request as duplicative of Request Nos. 26-27.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee a list of all Residents that are owed Entrance Fee Refunds, the amount of refund owned, and the respective priority thereof.

**REQUEST 34.** A list of all Residents and amounts owed to each Resident included in the “Current Resident Claims” as described in paragraph 40 of the Declaration.

**RESPONSE:** Debtor objects to this Request as duplicative of Request Nos. 26-27.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee a list of all Current Residents, all Current Residents that are owed Entrance Fee Refunds, the amount of any such refund owned, and the respective priority thereof.

**REQUEST 35.** A list of all Residents and amounts owed to each Resident described in footnote 4 of the Declaration.

**RESPONSE:** Debtor objects to this Request on the grounds that it is overbroad, unduly burdensome, and not proportional to the needs of the case, to the extent it seeks information on Former Residents who have not been Residents since the Emergence. Additionally, Debtor objects to this Request on the grounds that it is vague and ambiguous because footnote 4 in the Declaration does not reference a list. Debtor will interpret the Request as asking for a list of Current Residents with refundable entrance fee claims. Further, Debtor objects to this Request as duplicative of Request Nos. 26-27.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee a list reflecting which Current Residents have refundable entrance fees, the refundable amount, and their respective priority.

**REQUEST 36.** A list of all Residents with Life Care Agreements.

**RESPONSE:** Debtor objects to this Request as duplicative of Request No. 23.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee a list of all Residents that have signed Life Care Agreements.

**REQUEST 37.** All Documents signed by Residents relating to occupancy at the Debtor.

**RESPONSE:** Debtor objects to this Request on the grounds that it is overbroad, unduly burdensome, and not proportional to the needs of the case, to the extent it seeks “all documents signed by residents” when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). That is particularly so here given that the applicable documents follow standard forms, and exemplar documents and a list of Residents that have signed them should be sufficient.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 38.** All Documents relating to the “Pre-Effective Date Refund Queue Claims” as described in paragraphs 38 and 39 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated Documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” concerning the referenced claims. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee documents sufficient to identify which Residents have Pre Effective Date Refund Queue Claims, and the amount and priority of such claims.

**REQUEST 39.** All Documents relating to the “Current Resident Claims” as described in paragraph 40 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” relating to such claims. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee documents sufficient to identify which Residents have Current Resident Claims, and the amount and priority of such claims.

**REQUEST 40.** All Documents provided to the Residents of The Buckingham regarding the 2025 bankruptcy filing, including, without limitation, all financial information, all forbearances, and all decisions with respect to the sale of The Buckingham.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request to the extent it seeks documents that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to identify the contents of all documents provided by the Debtor to the Residents of The Buckingham regarding the 2025 bankruptcy filing.

**REQUEST 41.** All Documents and Communications provided to the Residents through The Buckingham application.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Many documents and communications provided to the Residents through The Buckingham application are unrelated to the pending chapter 11 case, the financial condition of the Debtor, or claims potentially held by Residents. Debtor further objects to this Request as duplicative of Request No. 40. Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent “The Buckingham application” is not a defined term.

Due to the foregoing and its General Objections, Debtor will not produce documents in response to this Request, but is willing to meet and confer regarding this Request.

**REQUEST 42.** All Documents and Communications relating to the Town Hall meetings, including without limitation, meeting minutes, presentations, newsletters, etc.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Many documents and communications relating to the Town Hall meetings are unrelated to the pending chapter 11 case, the financial condition of the Debtor, or claims potentially held by Residents. Additionally, Debtor objects to this Request as duplicative of Request No. 40. Debtor also objects to this Request on

the grounds that it is vague and ambiguous to the extent “Town Hall meetings” is not a defined term. Debtor interprets this to mean meetings open to all Current Residents held by The Buckingham.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents provided by the Debtor to Residents in connection with meetings open to all Current Residents held by The Buckingham since the Emergence, including meeting minutes, presentations, and newsletters.

**REQUEST 43.** All Documents and Communications to and from [communication@buckinghamhouston.com](mailto:communication@buckinghamhouston.com).

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Many documents and communications sent to and from the aforementioned email address are unrelated to the pending chapter 11 case, the financial condition of the Debtor, or claims potentially held by Residents. Additionally, Debtor objects to this Request as duplicative of Request Nos. 40-42.

Due to the foregoing and its General Objections, Debtor will not produce documents in response to this Request, but is willing to meet and confer regarding this Request.

**REQUEST 44.** All Documents and Communication located in the Wall Street Room at The Buckingham.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Many documents and

communications located in the Wall Street Room at The Buckingham are unrelated to the pending chapter 11 case, the financial condition of the Debtor, or claims potentially held by Residents.

Due to the foregoing and its General Objections, Debtor will not produce documents in response to this Request, but is willing to meet and confer regarding this Request.

**REQUEST 45.** Documents and Communications relating to the DIP Facility solicitation and negotiation process, including all Communications with Potential DIP Lenders, term sheets received, lists of parties contacted, NDAs executed, information offered in any data rooms accessed by prospective lenders and competing offers.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “documents and communications” relating to the referenced process. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee non-privileged documents and communications regarding the solicitation and negotiation of the DIP Facility, including proposals and negotiations with any potential DIP lender, that are located pursuant to a reasonable, good-faith search.

**REQUEST 46.** All DIP Facility documents, including all supporting schedules for the DIP budget, in addition to any other competing DIP Facility offers received.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request to the extent it seeks documents that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee nonprivileged documents that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 47.** All Documents and Communications relating to the Debtor's financial information, including, without limitation, their assets and liabilities and any other financial information relating to their performance.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks documents and communications "relating to the Debtor's financial information" and "other financial information related to performance." Debtor interprets this Request to be seeking documents and communications concerning the Debtor's audited and unaudited financial statements and its books and records. Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications" relating to the Debtor's financial information. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor has produced to the Committee its audited yearly financial statements and Debtor has produced or will produce to the Committee copies of its audited and unaudited financial statements and its books and records since the Emergence.

**REQUEST 48.** All Documents and Communications relating to financial projections including any projected income statements, balance sheets and statements of cash flow for the Debtor on a consolidated and/or non-consolidated basis.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” relating to financial projections of the Debtor. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor also objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “financial projections” and will interpret the Request as seeking the enumerated projected income statements, balance sheets, and statements of cash flow for the Debtor.

Subject to the foregoing and its General Objections, Debtor has produced to the Committee its audited yearly financial statements and Debtor has produced or will produce to the Committee copies of any projected income statements, balance sheets and statements of cash flow for the Debtor, as well as copies of any third-party analyses or reports regarding the Debtor’s financial performance, since the Emergence.

**REQUEST 49.** All Documents and Communications used to prepare financial projections, including any projected income statements, balance sheets and statements of cash flow for the Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request

on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” used to prepare financial projections for the Debtor. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks documents or communications “used to prepare financial projections,” and will interpret this Request as seeking Debtor’s books and records.

Subject to the foregoing and its General Objections, Debtor has produced to the Committee its audited yearly financial statements and Debtor has produced or will produce to the Committee copies of its audited and unaudited financial statements and its books and records since the Emergence, as well as any forward-looking financial projections regarding the Debtor.

**REQUEST 50.** Any Documents and Communications relating to the Debtor’s financial performance, including, without limitation, balance sheets, cash forecasts and bank statements.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks documents and communications “relating to the Debtor’s financial performance.” Debtor interprets this Request to be seeking documents and communications relating to the Debtor’s financial statements, balance sheets, cash forecasts and bank statements. Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or

control. Debtor also objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications relating to the Debtor’s financial performance.” Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor also objects to this Request as duplicative of Request No. 47.

Subject to the foregoing and its General Objections, Debtor has produced to the Committee its audited yearly financial statements and Debtor has produced or will produce to the Committee copies of its audited and unaudited financial statements and its books and records since the Emergence, as well as any forward-looking financial projections regarding the Debtor.

**REQUEST 51.** All Documents and Communications concerning any off-balance sheet commitments, transactions and/or contingent liabilities of the Debtor.

**RESPONSE:**

Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks documents and communications concerning “off-balance sheet commitments, transactions, and/or contingent liabilities.” Debtor interprets this Request as seeking documents and communications concerning special purpose vehicle financing, transactions, or other liabilities not disclosed on the Debtor’s financial statements. Debtor further objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). The request is further overbroad to the extent it seeks “all documents and communications” concerning “any . . . transactions and/or contingent liabilities . . . of the Debtor” and Debtor will interpret the Request as seeking information concerning off-balance sheet transactions and contingent

liabilities. Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications" concerning the referenced off-balance sheet commitments, transactions, and/or contingent liabilities. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor also objects to this Request as duplicative of Request No. 47.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee nonprivileged documents that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 52.** All Documents and Communications relating to any analysis or evaluation of unsecured creditors' claims.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Debtor also objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications" relating to the analysis or evaluation of unsecured creditors' claims. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to show the Debtor's general unsecured claims sizing analysis. Debtor declines to produce any documents related to the merit of any underlying unsecured creditor claims.

**REQUEST 53.** All Documents and Communications evidencing data and supporting build-up of defenses for 90-day payments in any Debtor-prepared preference analysis.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Debtor also objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications evidencing" the requested information. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor further objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks Documents and Communications concerning "supporting build-up of defenses." Debtor interprets this Request as seeking information that would support a defense to a Preference (as that term is used in section 547 of the Bankruptcy Code) action.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 54.** All Federal, State and any foreign tax returns and/or Form 990s of the Debtor together with copies of all schedules, addendums and attachments, attached thereto or incorporated therein, and all documents relating to the preparation of such tax returns and/or used

in the preparation of said tax returns or provided to the preparer of such tax returns for use in the preparation thereof, for the last six (6) tax years.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated Documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Further, Debtor objects to this Request as overly broad and irrelevant to the extent it asks for production dating back “six (6) tax years” when production dating back to the Emergence should be sufficient. Debtor also objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “all documents relating to the preparation of such tax returns and/or used in the preparation of said tax returns” and will interpret this request as seeking the tax returns themselves and any official notes thereto. Additionally, Debtor objects to this Request to the extent it seeks documents that are not within the Debtor’s possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor has produced or will soon produce to the Committee non-privileged documents including the Debtor’s tax returns and/or Form 990 and schedules attached thereto, and documents provided to the person or entity that prepared such documents, for the period since the Emergence.

**REQUEST 55.** [Blank]

**RESPONSE:** Debtor notes that the Committee did not propound a Request No. 55.

**REQUEST 56.** All Documents and Communications between the Debtor and its accountants.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications without any indication as to their potential relevance and when a smaller, less burdensome subset of documents would provide all necessary information within the scope of

discovery (if any). Additionally, Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “documents . . . between Debtor and its accountants” and will interpret this request to mean any communication or document sent to any entity or person providing accounting services to Debtor, which Debtor considers overbroad and not limited in any way to the matters at issue.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 57.** Complete accounting books and records (in their native form, including electronic format, as generated and maintained in the normal course of business) of the Debtor, including but not limited to, the following: (a) all books of original entries; (b) detailed general ledger; (c) all transaction detail, including details sufficient to show the financial transactions of the Debtor; (d) all adjusting journals; (e) all detailed journal entries or other detailed sources of entries that resulted in a posting to the General Ledger; (f) Opening and closing balances; (g) debit and credit memos; and (h) metadata reflecting the software on which the accounting files were maintained in the normal course of business and the electronic format of the files.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of certain enumerated categories of documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “all transaction detail, including details sufficient to show the financial transactions of the Debtor” and to the extent it seeks “detailed journal entries or other detailed sources of entries.”

Subject to the foregoing and its General Objections, Debtor will produce to the Committee its accounting books and records in native format consisting of subparts (a)-(h) as applicable.

**REQUEST 58.** All audited and unaudited financial statements of the Debtor.

**RESPONSE:** Debtor objects to this Request as duplicative of Request Nos. 47-50 and 57.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee all of its audited and unaudited financial statements since the Emergence.

**REQUEST 59.** All income statements, balance sheets, and cash flows of the Debtor with details of any adjusting journal entries and associated working papers.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “all cash flows of Debtor,” and Debtor interprets this as seeking Debtor’s statements of cash flow. Debtor also objects to this Request as duplicative of Request Nos. 47-50 and 57-58.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee all of its audited and unaudited financial statements, including its income statements, balance sheets, and statements of cash flows, since the Emergence.

**REQUEST 60.** Monthly accounts receivable aging reports of the Debtor.

**RESPONSE:** Subject to its General Objections, Debtor will produce to the Committee any monthly accounts receivable aging reports of the Debtor that can be located through a reasonable search for the period from the Emergence to the present.

**REQUEST 61.** Monthly accounts payable aging reports of the Debtor.

**RESPONSE:** Subject to its General Objections, Debtor will produce to the Committee any monthly accounts payable aging reports of the Debtor that can be located through a reasonable search for the period from the Emergence to the present.

**REQUEST 62.** All liquidation analyses prepared by the Debtor.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “all liquidation analyses” and will interpret this to mean a liquidation analysis prepared in connection with or in support of confirming a chapter 11 Plan.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee any liquidation analysis prepared in connection with or in support of confirming a chapter 11 Plan, as applicable.

**REQUEST 63.** All accounts payable and accounts receivable records of the Debtor.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks “all accounts payable and accounts receivable records,” which Debtor interprets to mean accounts receivable and payable aging reports. Debtor also objects to this Request as duplicative of Request Nos. 60-61.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee any monthly accounts receivable and payable aging reports of the Debtor that can be located through a reasonable search for the period from the Emergence to the present.

**REQUEST 64.** All Documents and Communications relating to amounts due and owing to/from Centers for Medicare & Medicaid Services or any government or government agency.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks documents and communications regarding “any government or government agency,” which Debtor interprets as the United States Government, CMS, or any government agency that pays claims submitted pursuant to Medicare/Medicaid, and the State of Texas (collectively, the “Government”). Debtor also objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine,

or other applicable privilege or protection to the extent it seeks “all documents and communications” relating to the amounts in question. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee documents sufficient to show all amounts that Debtor has determined are due and owing to or from the Government since the Emergence.

**REQUEST 65.** All Documents and Communications relating to any liens, encumbrances, security interests, or claims filed against Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” concerning the identified items. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee the results of its search for all liens filed against the Debtor.

**REQUEST 66.** All Documents and Communications relating to the Bond Indenture as defined in paragraph 32 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all

necessary information within the scope of discovery (if any). Debtor objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications" relating to the Bond Indenture. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee copies of the Bond Indenture and related debt documents, together with documents sufficient to identify amounts outstanding thereunder.

**REQUEST 67.** All Documents and Communications relating to the Series 2021 Bonds as defined in paragraph 32 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications" relating to the referenced bonds. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor also objects to this Request as duplicative of Request No. 66.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee copies of the Series 2021 Bond Indenture and related debt documents, together with documents sufficient to identify amounts outstanding thereunder.

**REQUEST 68.** All Documents and Communications relating to the Loan Agreement as defined in paragraph 33 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents and communications” relating to the Loan Agreement. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor further objects to this Request as duplicative of Request Nos. 66-67.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee copies of the Loan Agreement and related debt documents, together with documents sufficient to identify amounts outstanding thereunder.

**REQUEST 69.** All Documents and Communications relating to the Bond Debt and 2021 Notes as defined in paragraph 34 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request

to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications" relating to the referenced debt instruments. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor further objects to this Request as duplicative of Request Nos. 66-68.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee copies of the Bond Debt, the 2021 Notes, and related debt documents, together with documents sufficient to identify amounts outstanding thereunder.

**REQUEST 70.** All Documents and Communications relating to the Master Indenture as defined in paragraph 35 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Debtor also objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "all documents and communications" relating to the Master Indenture. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as duplicative of Request Nos. 66-69.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee copies of the Master Indenture and related debt documents, together with documents sufficient to identify amounts outstanding thereunder.

**REQUEST 71.** All Documents relating to credit agreements, forbearance agreements, amendments, pledges, guarantees, promissory notes, waivers, intercreditor or subordination agreements and/or fee letters relating to any debt of the Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor also objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” concerning the referenced agreements and other documents. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Debtor also objects to this Request as duplicative of Request Nos. 66-70.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee copies of debt documents, including credit agreements, forbearance agreements, amendments, pledges, guarantees, promissory notes, waivers, intercreditor or subordination agreements and/or fee letters, together with documents sufficient to identify all outstanding funded debt of the Debtor.

**REQUEST 72.** All Documents relating to the Original Forbearance Agreement as defined in paragraph 51 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” relating to the referenced agreement. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as duplicative of Request Nos. 66-71.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee a copy of the Original Forbearance Agreement.

**REQUEST 73.** All Documents relating to the Second Forbearance Agreement as defined in paragraph 52 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” relating to the referenced agreement. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions,

based on this objection. Additionally, Debtor objects to this Request as duplicative of Request Nos. 66-71.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee a copy of the Second Forbearance Agreement.

**REQUEST 74.** All Documents relating to the Amended Forbearance Agreement as defined in paragraph 54 of the Declaration.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents and communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor’s possession, custody, or control. Debtor further objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all documents” relating to the referenced agreement. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection. Additionally, Debtor objects to this Request as duplicative of Request Nos. 66-71.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee a copy of the Amended Forbearance Agreement.

**REQUEST 75.** All presentations or reports given to the Bond Trustee (as defined in paragraph 32 of the Declaration), Master Trustee (as defined in paragraph 35 of the Declaration), lenders, landlords, or potential lenders.

**RESPONSE:** Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks presentations or reports concerning “lenders, landlords, or potential lenders,”

which Debtor will interpret as lenders to the Debtor, landlords of facilities operated by the Debtor, and financial institutions the Debtor engaged seeking the extension of funded debt.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee all presentations or reports the Debtor gave to the Bond Trustee, Master Trustee, landlord, or other lender or potential lender that are located pursuant to a reasonable, good-faith search.

**REQUEST 76.** All Documents sufficient to identify any assets or property (whether real property or personal property) in which Debtor may have an interest.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all documents sufficient to identify” the enumerated items when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request as duplicative of Request Nos. 48-50, and 57-59.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to identify all assets or property with a fair market value over \$10,000 that are located pursuant to a reasonable, good-faith search.

**REQUEST 77.** All Documents relating to any interest in real estate held by the Debtor.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all documents” relating to any interest in real estate held by the Debtor when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request as duplicative of Request Nos. 48-50, 57-59, and 76.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to identify all interests in real estate held by the Debtor.

**REQUEST 78.** All Documents sufficient to identify any personal property in which Debtor (whether alone, or jointly with any third party) hold an interest, including, without limitation, intellectual property, accounts receivable, repurchase agreements, swaps, derivatives, treasury bills, money market funds, notes, bonds, securities, collateral held, inventory, consumer products, building products, any items of value, or any other kind of tangible or intangible asset, whether it has accrued or may accrue in the future, that is located in or outside the United States, that is not otherwise responsive to the other requests herein.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all documents sufficient to identify” the enumerated items when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request as duplicative of Request Nos. 48-50, 57-59, and 76.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to identify all assets or property with a fair market value over \$10,000 that are located pursuant to a reasonable, good-faith search.

**REQUEST 79.** All documents evidencing any interest, whether direct or indirect, that the Debtor presently has or has had in any corporations, joint ventures, partnerships, limited liability companies, or other business enterprises.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all documents evidencing” the identified interests when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request as duplicative of Request Nos. 48-50, 57-59, and 76. Debtor further objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks Documents concerning “other business enterprises,” which Debtor will interpret to mean unincorporated business entities other than partnerships or limited liability companies.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to identify all interests Debtor has or had during the period

from the Emergence to present in any corporations, joint ventures, partnerships, limited liability companies, or unincorporated business entities.

**REQUEST 80.** All Documents relating to ownership of any personal property in which the Debtor held an interest, including, but not limited to, any beneficial interest in any trust, stock, bonds, accounts, companies, motor vehicles, or other assets or funds of any kind, whether U.S. or foreign.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” documents relating to the ownership of the property in question when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request as duplicative of Request Nos. 48-50, 57-59, 76, and 78.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee documents sufficient to identify all assets or property with a fair market value over \$10,000 that are located pursuant to a reasonable, good-faith search.

**REQUEST 81.** All Communications between Debtor and GMS.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” communications between Debtor and GMS when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks “all communications” between Debtor and GMS. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 82.** All contracts, amendments, and management agreements between Debtor and GMS.

**RESPONSE:** Subject to the foregoing and its General Objections, Debtor will produce to the Committee nonprivileged documents that are responsive to this Request that are located pursuant to a reasonable, good-faith search.

**REQUEST 83.** All financial statements, including profit and loss statements, balance sheets, and audits relating to GMS's operation and management of The Buckingham.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Additionally, Debtor objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks "financial statements . . . relating to GMS's operation and management of The Buckingham," which Debtor interprets this to mean the Debtor's financial statements. Debtor further objects to this Request as duplicative of Request Nos. 47-50 and 57-59. Debtor also objects to this Request to the extent it seeks documents that are not within the Debtor's possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee all of its audited and unaudited financial statements, including its income statements, balance sheets, and statements of cash flows, since the Emergence.

**REQUEST 84.** All of GMS's policies, procedures, manuals, and training materials for operation and management of The Buckingham.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the

scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee documents sufficient to show GMS's policies, procedures, manuals, and training materials for operation and management of the Buckingham that were provided to Debtor between the Emergence and present that are located through a reasonable, good-faith search.

**REQUEST 85.** All records of fees, compensation, reimbursements, and payments made to, by, or on behalf of GMS in connection with its operation and management of The Buckingham.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated records when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee documents sufficient to show all payments between Debtor and GMS.

**REQUEST 86.** Any reports, evaluations, or assessments of GMS's performance.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "any" of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Additionally, Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it

seeks “any” such reports, evaluations, or assessments. Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this objection.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee documents sufficient to reflect any formal reports, evaluations, or assessments of GMS’s performance.

**REQUEST 87.** Any complaints received by Debtor relating to GMS.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “any” such complaints when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks complaints “relating to GMS,” which Debtor will interpret as relating to GMS’s operation and management of the Buckingham.

Subject to the foregoing and its General Objections, Debtor will produce to the Committee complaints received by the Debtor against GMS regarding its operation and management of Buckingham between the Emergence and present that can be located through a reasonable search.

**REQUEST 88.** All Communications between Debtor and SQLC.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated Communications when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request as overly broad, unduly burdensome, and not likely to result in the production of admissible evidence in that the Debtor disaffiliated itself from SQLC in 2019, prior to the Emergence.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 89.** All contracts, amendments, and management agreements between Debtor and SQLC.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request as overly broad, unduly burdensome, and not likely to result in the production of admissible evidence in that the Debtor disaffiliated itself from SQLC in 2019, prior to the Emergence.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 90.** All financial statements, including profit and loss statements, balance sheets, and audits relating to SQLC’s operation and management of the Buckingham.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request as overly broad, unduly burdensome, and not likely to result in the production of admissible evidence in that the Debtor disaffiliated itself from SQLC in 2019, prior to the Emergence.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 91.** All of SQLC’s polices, procedures, manuals, and training materials for operation and management of The Buckingham.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the

scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Debtor further objects to this Request as overly broad, unduly burdensome, and not likely to result in the production of admissible evidence in that the Debtor disaffiliated itself from SQLC in 2019, prior to the Emergence.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 92.** All records of fees, compensation, reimbursements, and payments made to, by, or on behalf of SQLC in connection with its operation and management of the Buckingham.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for "all" of the enumerated records when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request to the extent it seeks documents and communications that are not within the Debtor's possession, custody, or control. Debtor further objects to this Request as overly broad, unduly burdensome, and not likely to result in the production of admissible evidence in that the Debtor disaffiliated itself from SQLC in 2019, prior to the Emergence.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 93.** Any reports, evaluations, or assessments of SQLC's performance.

**RESPONSE:** Debtor objects to this Request on the grounds that it seeks materials protected by the attorney-client privilege, work-product doctrine, or other applicable privilege or protection to the extent it seeks "any reports, evaluations, or assessments." Debtor will withhold in full any privileged documents or, to the extent possible, provide redacted versions, based on this

objection. Additionally, Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “any” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor further objects to this Request as overly broad, unduly burdensome, and not likely to result in the production of admissible evidence in that the Debtor disaffiliated itself from SQLC in 2019, prior to the Emergence.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 94.** Any complaints received by Debtor relating to SQLC.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “any” of the enumerated documents when a smaller, less burdensome subset of documents would provide all necessary information within the scope of discovery (if any). Debtor also objects to this Request on the grounds that it is vague and ambiguous to the extent it seeks complaints “relating to SQLC,” which Debtor will interpret as relating to SQLC’s establishment of the Buckingham. Debtor further objects to this Request as overly broad, unduly burdensome, and not likely to result in the production of admissible evidence in that the Debtor disaffiliated itself from SQLC in 2019, prior to the Emergence.

Subject to the foregoing and its General Objections, Debtor declines to conduct such a broad search but is willing to meet and confer regarding this Request.

**REQUEST 95.** All Documents sufficient to show the Debtor’s current assets and liabilities, to the extent not responsive to any other requests for production herein.

**RESPONSE:** Debtor objects to this Request as overly broad, unduly burdensome, and not proportional to the needs of the case in that it asks for “all documents sufficient to identify” the requested information when a smaller, less burdensome subset of documents would provide all

necessary information within the scope of discovery (if any). Debtor also objects to this Request as duplicative of Request Nos. 47-50 57-59, 83 and 90.

Subject to the foregoing and its General Objections, Debtor has produced or will produce to the Committee all of its audited and unaudited financial statements, including its income statements, balance sheets, and statements of cash flows, since the Emergence.

Dated: December 30, 2025  
Dallas, Texas

**MCDERMOTT WILL & SCHULTE LLP**

*/s/ Marcus A. Helt*

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-and-

Daniel M. Simon (admitted *pro hac vice*)  
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*Proposed Counsel for the Debtor and  
Debtor-in-Possession*

# EXHIBIT F

**From:** [Kemp, Danielle \(Shld-TPA-RSS-LT\)](#)  
**To:** [Berland, Joshua](#)  
**Cc:** [Hall, Jerry](#); [Mitchell, Jason](#); [Rowles, Natalie](#); [Housinger, Aimee \(Shld-HOU-LT\)](#); [Peterman, Nancy \(Shld-CHI-RSS\)](#); [Heyen, Shari L. \(Shld-HOU-RSS\)](#)  
**Subject:** RE: Buckingham - Documents  
**Date:** Tuesday, December 30, 2025 4:27:40 PM  
**Attachments:** [image002.png](#)

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Josh,

Thank you. We received the 2<sup>nd</sup> and 3<sup>rd</sup> document production and were able to download them. I wanted to follow up on the next production because we are still waiting on some things, in particular:

1. Full board packages including all financial information provided and reviewed at all the meetings since the prior bankruptcy in 2021 – we have minutes from some(?) meetings in 2025 but do not have the board packages, etc. for any meetings.
2. In addition, after reviewing your third production, we realized we are missing minutes from July 5 [REDACTED] and July 29 (executive Session). We have a number of Board Minutes and would expect to have Executive Session minutes on those days too, but we have not received some of them (for example (but not all inclusive) February 4<sup>th</sup>, April 22<sup>nd</sup>, May 20<sup>th</sup>, September (all dates), October (all dates), etc.)
3. Board Member contracts
4. Any financial disclosures made to Residents or Former Residents (outside of EMMA). We understand there were Town Halls, posts on The Buckingham App, and other communications, so we are looking for those. We are seeing mentions of letters being prepared in the Board minutes, so would like to have copies of those as well.
5. Financial budget in **excel** for Buckingham upon emergence from 2021 bankruptcy and provided to the bondholders
  - a. Include assumptions for: fill-up rate, entrance fees, turnover entrance fees, timing for stabilize occupancy, operating costs
6. Provide dates for changes to the financial budget between 2021 bankruptcy emergence base case and the final financial budget produced by Buckingham management in **excel** and provided to the bondholders
7. Provide most recent financial budget before filing bankruptcy in 2025 in **excel** (we received some of these in the second production, but it isn't clear that we receive all of them).
8. Provide an **excel** schedule from the emergence from bankruptcy in 2021 to the filing of bankruptcy in 2025 that details the arrival of new residents and departure of residents; the type of residency contract by apartment; the amount and terms of the entrance fees and rental payments including any marketing concessions. Provide this information by

month including changes due to the departure of spouses or the change of room types.

- a. Entrance fee receipts by individual (we don't need names, just apt. numbers)
  - b. What account the entrance fees went into (restricted asset account, entrance fee refund account, operating account, etc.)
  - c. How those receipts were used in escrow after 12 months (to fund operations, to pay down entrance fee queue, etc.)
9. Monthly EMMA reports in **excel** – from December 2021 to filing of bankruptcy in 2025
  10. All **excel** files supporting the monthly EMMA reports from November 2021 through the Petition Date

Thanks,

Danielle

**Danielle Kemp**

Shareholder

Greenberg Traurig, P.A.

101 East Kennedy Boulevard | Suite 1900 | Tampa, Florida 33602

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[kempd@gtlaw.com](mailto:kempd@gtlaw.com) | [www.gtlaw.com](http://www.gtlaw.com) | [View GT Biography](#)



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# EXHIBIT G

**From:** [Kemp, Danielle \(Shld-TPA-RSS-LT\)](#)  
**To:** [Hall, Jerry](#); [Berland, Joshua](#); [Rowles, Natalie](#); [Mitchell, Jason](#)  
**Cc:** [Peterman, Nancy \(Shld-CHI-RSS\)](#); [Heyen, Shari L. \(Shld-HOU-RSS\)](#); [Housinger, Aimee \(Shld-HOU-LT\)](#)  
**Subject:** Document Production  
**Date:** Wednesday, January 14, 2026 11:22:12 PM  
**Attachments:** [image001.png](#)

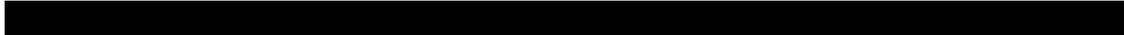
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Jerry,

First, I wanted to see where you are with producing the next set of documents including the documents I asked about during our meet and confer on Friday? Also, I know that you are working on producing the documents that were provided to the residents in the App, but there seems to be a lot of other document requests where we are missing documents, so I want to make sure you are working on getting documents with respect to those.

We have been through the documents and there are documents that we still have not received with respect to our Priority Lists and our Document Requests, including, but not limited to:

1. Marketing Meeting Minutes
2. Weekly Board Reports
3. We have asked multiple times for all documents that went to the Board prior to each meeting, and other than Advance Notes, we have not received any
4. The Board Minutes discuss letters that were being sent out to Residents, typically drafted by Holland & Knight. We want those correspondences too.
5. With respect to communications outside of the App, Board Minutes from July of 2023 

  
Those correspondences should have been produced.

6. We asked for all agreements with Greystone. While we have received the Amended and Restated Agreement and the Second Amended and Restated Agreement, BGR has been told there is a separate marketing agreement that we have not received.
7. We also have not received the agreements with Solutions Advisors Group and Glynn Devins.
8. Doc Requests #57 and 85, BRG has requested this information from Implex, but still hasn't received it, nor have these things been produced through discovery.
9. We would like all emails to and from Archie Clinton regarding any of the refund queues, the Forbearance Agreements, the Escrow Agreements, and anything that would have to do with the Resident Funds.
10. We would like all emails to and from Phil Jacob regarding any of the refund queues, the Forbearance Agreements, the Escrow Agreements, and anything that would have to do with the Resident Funds.
11. We asked for all Escrow Agreement Documents. Since there are a small number of Residents that had their money escrowed, we would like all of the documents that each were ask to sign. We understand that those documents may have changed from 2023-2025.

We are now more than a month out, and the Debtors have produced only 5,000 pages of documents (the RJ Data Room was previously produced, so the bates stamping of those 17,000 pages was not necessary). There are a lot of missing documents, and some of them should have been very easy to produce in the last month (all Board related documents and Escrow Agreement documents to name a few).

Danielle

**Danielle Kemp**

Shareholder

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# EXHIBIT H

**From:** [Berland, Joshua](#)  
**To:** [Kemp, Danielle \(Shld-TPA-RSS-LT\)](#); [Hall, Jerry](#); [Rowles, Natalie](#); [Mitchell, Jason](#)  
**Cc:** [Peterman, Nancy \(Shld-CHI-RSS\)](#); [Heyen, Shari L. \(Shld-HOU-RSS\)](#); [Housinger, Aimee \(Shld-HOU-LT\)](#)  
**Subject:** Buckingham - Document Production  
**Date:** Thursday, January 15, 2026 4:37:26 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

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**\*EXTERNAL TO GT\***

Good afternoon Danielle –

Thank you for your email. We are continuing to push for documents from the Company, including those identified in your email. The business team is quite small, and a lot of their time has been consumed by fielding questions and diligence from potential bidders, but we will continue to push them. We intend to make a production as early next week as possible. To the extent we're able to source responsive documents sooner from personnel not involved with the sale, we will produce those on a rolling basis as well.

Taking your requests in turn:

**1:** The Company is in the process of compiling and providing us the Marketing Meeting Minutes.

**2-3:** As explained in the prior production email, the Company does not have formal board packages. The Advance Notes produced are the closest analogous document.

**4-5:** We are working with the Company (and H&K as applicable) to collect all responsive communications.

**6-10:** We understand the Committee is treating these items as priority and will produce them as soon as possible. Please note the following:

- For request 6, our last production contained the Amended and Restated Operations & Marketing Management Services Agreement. This item is also located in the shared dataroom and numbered 12.6.2.
- For request 8, our last production contained responsive documents. Those items are also located in the shared dataroom in folder 6.6.
- For requests 9-10, we will add those to the list of communications for the Company to search for and produce.

**11:** We note and preserve our objection to providing copies of each executed document as opposed to exemplar drafts as the document was updated. That said, we note your point regarding the relatively smaller number of residents at issue and will follow up with the Company on a priority basis to discuss the burden of scanning and producing these documents more specifically.

**Joshua Berland**

Associate

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McDermott Will & Schulte LLP | [mwe.com](http://mwe.com)

One Vanderbilt Avenue, New York, NY 10017



---

**From:** kempd@gtlaw.com <kempd@gtlaw.com>

**Sent:** Wednesday, January 14, 2026 11:22 PM

**To:** Hall, Jerry <jerryhall@mwe.com>; Berland, Joshua <jberland@mwe.com>; Rowles, Natalie <Nrowles@mwe.com>; Mitchell, Jason <Jason.Mitchell@srz.com>

**Cc:** PetermanN@gtlaw.com; Shari.Heyen@gtlaw.com; housingera@gtlaw.com

**Subject:** Document Production

**[ External Email ]**

Jerry,

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[REDACTED]

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Danielle

**Danielle Kemp**  
Shareholder

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