

## MEMORANDUM

**TO: Residents of The Buckingham**

**FROM: Official Unsecured Creditors' Committee**

**RE: Role of the Unsecured Creditors' Committee**

**December 8, 2025**

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### **1. Introduction**

This memorandum explains the role of the Official Unsecured Creditors' Committee ("UCC") in the Buckingham Senior Living, LLC Chapter 11 case. The Committee exists to protect the interests of all unsecured creditors, including Buckingham residents who have refundable entrance fee claims.

The UCC was appointed by the United States Trustee on December 3, 2025.

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### **2. What is the Unsecured Creditors' Committee?**

Under federal bankruptcy law, the Official Unsecured Creditors' Committee is the **only committee authorized by the Court** to represent and advocate for the interests of unsecured creditors.

Residents and former residents who have refundable entrance fee claims fall within this creditor category and are represented by the UCC.

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### **3. Who is an unsecured creditor?**

In this case, unsecured creditors include:

- Current residents who have refundable entrance fee claims
- Estates of former residents owed refunds
- Family members representing former residents
- Certain other unsecured claims

Because refundable entrance fees are not secured by collateral, residents are classified as unsecured creditors under bankruptcy law.

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### **4. What does the Committee do?**

The Committee acts as the fiduciary and watchdog for unsecured creditors by:

- Monitoring Buckingham's financial condition
- Evaluating the company's operations
- Investigating financial information
- Working with professionals and the Debtor
- Reviewing any proposed plan of reorganization
- Evaluating any sale of the Buckingham
- Taking positions in Court
- Seeking necessary protections for residents

The Committee may support, oppose, or negotiate changes to proposals that affect residents.

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## 5. Access to information

The UCC receives financial information that is not generally available to individual creditors. This allows the Committee to analyze the Debtor's financial status and proposed transactions and to advocate for appropriate treatment of unsecured creditors.

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## 6. Fiduciary duty

Committee members are legally required to act **in good faith** and for the **benefit of all unsecured creditors**. Individual or personal interests must be set aside in Committee matters.

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## 7. Role in a proposed sale or reorganization plan

The Committee plays a central role in reviewing and negotiating:

- Any sale of the Buckingham
- Any restructuring plan
- The financial treatment of resident claims
- Cash flow and operations
- Resident protections

If appropriate, the Committee may object to a proposed transaction or plan, or request additional safeguards for residents.

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## **8. Communication with residents**

The UCC is permitted to communicate non-confidential information to residents and may receive comments and concerns from residents as part of its fiduciary responsibilities.

Residents may contact the Committee using the following email address:

**uccbuckingham@gmail.com**

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## **9. Conclusion**

Residents are unsecured creditors under the bankruptcy laws. The Official Unsecured Creditors' Committee exists specifically to advocate for resident creditor interests and to ensure that refundable entrance fee claims and resident financial protections are fully considered throughout the Chapter 11 process.

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## **Official Unsecured Creditors' Committee**

Buckingham Senior Living, LLC  
Chapter 11 Case No. 25-80595-MVL-11

### **Committee Members**

- Thomas C. Ryan
- Lee Adcock Hunnell
- Thomas A. Willett
- Manuel Ariel Payan
- Steven Dyer

### **Contact:**

**uccbuckingham@gmail.com**