



MEMORANDUM

To: Tenant in Common (TIC) Investors in the following bare land properties:

Absaroka Land	Lacey Care
Autumn Park Cottages	Lavender Fields
Avondale Senior Living	Meadowlark Cottages
Blossom Valley Cottages	Mountain Terrace
Bluffs at Rock Springs	Oregon Gardens
Boones Ferry Place	Poulsbo Senior Living
Braxton Senior Living	Prairie Ridge
Chaparell Heights	Presidio Pointe
Chesterley Meadows Cottages	Regal Estates Cottages
Cordova Estates Cottages	River Pines
Cottonwood Lodge	Smart Park 3 (Framatone)
Drake's Landing	Sunshine Village Cottages
Garden Estates Cottages	Sweetwater Springs Cottages
Hawthorne Inn Cottages	White Cliffs

From: Clyde Hamstreet, Sunwest CRO

Re: Extension of response deadline in TIC adversary proceedings to January 15, 2010

Date: November 20, 2009

The properties listed above are all bare land parcels subject to the Bare Land Election under the Distribution Plan approved in the Sunwest SEC Receivership case on October 2, 2009. When the Court approved the Distribution Plan, however, it deferred determination of the final terms of the Bare Land Election to a later hearing, which has not yet been held. At a mediation session conducted on November 11, several parties made progress towards an agreement on the terms of the Bare Land Election. Hopefully these or similar terms will be approved by the Court in the near future. We will keep you apprised of developments on the Bare Land Election as they unfold.

In the meantime, as a TIC investor in one or more of the properties listed above, you should recently have received two important sets of documents:

1. A summons and complaint filed against you in the Sunwest Unitary Enterprise chapter 11 case known as Stayton SW Assisted Living. The deadline for filing responses to these actions is currently set for November 25, 2009.
2. Packets that include a Notice of Investor Election form asking you to indicate if you want to make the Bare Land Election. The deadline for filing these forms is January 15, 2010.

We understand that in order to file an informed response to the adversary proceeding, you need to know whether you would like to make the Bare Land Election. Since the deadline for the Election is January 15, 2010, and since the terms of the Election have not yet been finalized, **we have filed a motion (attached) to extend the response deadline in the adversary proceedings on the properties listed above to January 15, 2010.** (*Please note:* We are sending memos similar to this one to investors in other properties, which may have different response deadlines due to different property circumstances. If you receive more than one memo, please pay close attention to the properties listed at the top so that you can track the deadlines appropriately.)

We cannot say when the Court will rule on our motion to further extend the response deadline. However, **the CRO commits that even if the Court does not officially extend the response deadline, he will take no action on the summons and complaint until January 15, 2010, and will treat any formal response submitted by January 15, 2010 as filed on time.**

If you have questions about this memo or the adversary proceeding response deadline for your property, please email Maren Cohn at mcohn@hamstreet.net.

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Attorneys for Debtor

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

In re

USDC Case No. 09-cv-6082-HO

**STAYTON SW ASSISTED LIVING,
L.L.C.**, (Constituting the Sunwest Unitary
Enterprise as determined by the Order entered
on October 2, 2009 in U.S. District Court Case
No. 09-cv-6056-HO),

Debtor.

Bankruptcy Court
Case No. 08-36637-tmb11
(Reference Withdrawn)

**JOINT MOTION OF DEBTOR AND
TENANTS-IN-COMMON COMMITTEE
TO EXTEND TIME TO RESPOND TO
CERTAIN 11 USC § 363(h) ADVERSARY
PROCEEDINGS (BARE LAND)**

Stayton SW Assisted Living, L.L.C., Debtor, has filed adversary proceedings

pursuant to 11 USC § 363(h) to compel the sale or transfer of tenant in common interests in real

property. Debtor and the Tenants-in-Common Committee move the Court for an Order

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extending to January 15, 2010 the time for defendants in the 28 cases listed on Exhibit 1 to file a motion or answer to the complaint.

DATED: November 19, 2009.

TONKON TORP LLP

By /s/ Jeanne M. Chamberlain

Albert N. Kennedy, OSB No. 821429

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Timothy J. Conway, OSB No. 851752

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Attorneys for Debtor

KARR TUTTLE CAMPBELL

By /s/ Merrilee A. MacLean

Merrilee A. MacLean, WSBA #12732

Admitted *Pro Hac Vice*

Attorneys for the Tenants-in-Common Committee

EXHIBIT 1

Absaroka Land
6:09-cv-06692-HO

Autumn Park Cottages
6:09-cv-06693-HO

Avondale Senior Living
6:09-cv-06604-HO

Blossom Valley Cottages
6:09-cv-06606

Bluffs at Rock Springs
6:09-cv-06694-HO

Boones Ferry Place
6:09-cv-06609-HO

Braxton Senior Living
6:09-cv-06610-HO

Chaparell Heights
6:09-cv-06615-HO

Chesterley Meadows
Cottages
6:09-cv-06616-HO

Cordova Estates Cottages
6:09-cv-06620-HO

Cottonwood Lodge
6:09-cv-06623-HO

Drake's Landing
6:09-cv-06625-HO

Garden Estates Cottages
6:09-cv-06633-HO

Hawthorne Inn Cottages
6:09-cv-06640-HO

Lacey Care
6:09-cv-06700-HO

Lavender Fields
6:09-cv-06646-HO

Meadowlark Cottages
6:09-cv-06651-HO

Mountain Terrace
6:09-cv-06655-HO

Oregon Gardens
6:09-cv-06658-HO

Poulsbo Senior Living
6:09-cv-06667-HO

Prairie Ridge
6:09-cv-06668-HO

Presidio Pointe
6:09-cv-06669-HO

Regal Estates Cottages
6:09-cv-06670-HO

River Pines
6:09-cv-06672-HO

Smart Park 3 (Framatone)
6:09-cv-06676-HO

Sunshine Village Cottages
6:09-cv-06680-HO

Sweetwater Springs Cottages
6:09-cv-06681-HO

White Cliffs
6:09-cv-06688-HO

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **JOINT MOTION OF DEBTOR AND TENANTS-IN-COMMON COMMITTEE TO EXTEND TIME TO RESPOND TO CERTAIN 11 USC § 363(h) ADVERSARY PROCEEDINGS (BARE LAND)** was served on all ECF participants through the Court's Case Management/Electronic Case File system on the date set forth below.

In addition, I served the foregoing on the following parties:

Tennessee Dept of Revenue
Bankruptcy Division
POB 20207
Nashville, TN 37202

by mailing a copy thereof in a sealed, first-class postage prepaid envelope, addressed to each party's last-known address and depositing in the U.S. mail at Portland, Oregon on the date set forth below.

DATED: November 19, 2009.

TONKON TORP LLP

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