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BROOKDALE
SENIOR LIVING

ERISA/PUBLIC DISCLOSURE

2010 OCT 19 PM 2:22

Chad C. White
Associate General Counsel
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October 12, 2010

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Top Hat Plan Exemption
Employee Benefits Security Administration
Room N-1513
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, D.C. 20210

Re: Deferred Compensation Agreements

Dear Sir or Madam:

Please be advised that Brookdale Senior Living Inc. (the "Company") has entered into the Brookdale Senior Living Inc. Severance Pay Policy Tier I and the Brookdale Senior Living Inc. Severance Pay Policy Tier II (collectively, the "Plans") for the purpose of providing deferred compensation for a select group of management or highly compensated employees. Currently, 24 employees participate in the Plans (8 in the Tier I Plan and 16 in the Tier II Plan). The Company does not maintain any other "top hat" plans.

The name, address and employer identification number of the sponsoring employer are as follows:

Brookdale Senior Living Inc.
111 Westwood Place, Suite 400
Brentwood, TN 37027
Employer Identification No: 20-3068069

This notice is sent to you in accordance with Section 2520.104-23 of the Department of Labor Regulations, to the extent applicable, as an alternative method of compliance with the reporting and disclosure requirements of ERISA.

Sincerely,

Chad C. White
Associate General Counsel

Brookdale Senior Living Inc. · 111 Westwood Place, Ste. 200 · Brentwood, TN 37027
Telephone: 615-221-2250 · Fax: 615-221-2280

www.brookdaleliving.com

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