

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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 :
In re : **Chapter 11 Case No.**
 :
EXTENDED STAY INC., et al., : **09-13764 (JMP)**
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Debtors. : **(Jointly Administered)**
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NOTICE OF DEADLINE FOR FILING PROOFS OF CLAIM

TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST ESA P PORTFOLIO TXNC GP L.L.C. (F/K/A BRE/ESA P PORTFOLIO TXNC GP L.L.C.) (CASE NO. 10-10805); ESA TXGP L.L.C. (F/K/A BRE/ESA TXGP L.L.C.) (CASE NO. 10-10806); ESH/MSTX GP L.L.C. (F/K/A BRE/MSTX GP L.L.C.) (CASE NO. 10-10807); ESH/TXGP L.L.C. (F/K/A BRE/TXGP L.L.C.) (CASE NO. 10-10808); AND/OR ESH/TN MEMBER INC. (F/K/A BRE/TN MEMBER INC.) (CASE NO. 10-10809):

PLEASE TAKE NOTICE THAT, on July 12, 2010, the United States Bankruptcy Court for the Southern District of New York (the "Court"), having jurisdiction over the chapter 11 cases of ESH/MSTX GP L.L.C., ESH/TXGP L.L.C., ESA TXGP L.L.C., ESA P Portfolio TXNC GP L.L.C., and ESH/TN Member Inc., as debtors and debtors in possession in the above-referenced chapter 11 cases (collectively, the "Debtors"), entered an order (the "Bar Date Order") establishing **August 17, 2010, at 5:00 p.m. (prevailing Eastern Time)** as the last date and time for each person or entity (including, without limitation, each individual, partnership, corporation, joint venture, estate, trust, and governmental unit) to file a proof of claim ("Proof of Claim") based on prepetition claims against the Debtors (the "Bar Date").

The Bar Date Order, the Bar Date and the procedures set forth below for the filing of Proofs of Claim apply to all claims against the Debtors (other than those set forth below as being specifically excluded) that arose prior to **February 18, 2010** (the "Commencement Date"), the date the Debtors commenced their cases under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code").

A CLAIMANT SHOULD CONSULT AN ATTORNEY IF THE CLAIMANT HAS ANY QUESTIONS, INCLUDING WHETHER SUCH CLAIMANT SHOULD FILE A PROOF OF CLAIM.

1. WHO MUST FILE A PROOF OF CLAIM

You **MUST** file a Proof of Claim to vote on a chapter 11 plan filed by the Debtors or to share in the Debtors' estate if you have a claim that arose prior to the Commencement Date, and it is not one of the other types of claims described in Section 2 below. Acts or omissions of the Debtors that arose before the Commencement Date may give rise to claims against the Debtors that must be filed by the Bar Date, notwithstanding that such claims may not have matured or become fixed or liquidated or certain prior to the Commencement Date.

Pursuant to section 101(5) of the Bankruptcy Code and as used herein, the word "claim" means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.



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2. WHO NEED NOT FILE A PROOF OF CLAIM

You need not file a Proof of Claim if:

- (1) Your claim is added to the Debtors' Schedules of Assets and Liabilities and/or Schedules of Executory Contracts and Unexpired Leases (collectively, the "Schedules") and (i) is not described as "disputed," "contingent," or "unliquidated," (ii) you do not dispute the amount, nature, or priority of the claim set forth in the Schedules, and (iii) you do not dispute that the claim is an obligation of the specific Debtor against which the claim is listed on the Schedules;
- (2) You hold an interest in the Debtors, which interest is based exclusively upon the ownership of common or preferred stock, membership interests, partnership interests, or warrants or rights to purchase, sell or subscribe to such a security or interest; provided, however, that parties holding such ownership interest who wish to assert claims (as opposed to ownership interests) against the Debtors that arise out of or relate to the ownership or purchase of an interest, including claims arising out of or relating to the sale, issuance, or distribution of the interest, must file Proofs of Claim on or before the Bar Date, unless another exception identified herein applies;
- (3) Your claim has been paid in full by the Debtors;
- (4) You hold a claim allowable as an administrative expense under sections 503(b) and 507(a)(2) of the Bankruptcy Code;
- (5) You hold a claim that has been allowed by an order of this Court entered on or before the Bar Date;
- (6) You hold a claim for which a separate deadline is fixed by this Court (whereupon you will be required to file a Proof of Claim by that separate deadline);
- (7) You are a debtor in any of the above-captioned chapter 11 cases, to the extent you have a claim against a Debtor;
- (8) You are an affiliate or wholly-owned subsidiary of any debtor in the above-captioned chapter 11 cases and have a claim against a Debtor;
- (9) You hold a claim for which you have already properly filed a Proof of Claim with the Clerk of the Court or the Debtors' notice and claims agent, Kurtzman Carson Consultants, LLC ("KCC"), against the Debtors using a claim form which substantially conforms to the Proof of Claim Form; or
- (10) You are CWCapital Asset Management LLC (the "Special Servicer"), the Trust, the Successor Trustee, the Mortgage Debt Parties or the master servicer (all as defined in the Final Order (A) Authorizing Use of Cash Collateral, (B) Granting Adequate Protection, and (C) Modifying the Automatic Stay (the "Final Cash Collateral Order") dated July 23, 2009 [Docket No. 205]), to the extent you hold a claim relating to the Mortgage Debt or arising under or in connection with any Mortgage Loan Document (as defined in the Final Cash Collateral Order).

If your claim falls within any of the above categories, your rights as the holder of such claim will be preserved without you filing of a Proof of Claim. Any other person or entity (including, without limitation, each individual, partnership, joint venture, corporation, estate, trust, and governmental unit) must file a Proof of Claim, as described herein, before the Bar Date.

THIS NOTICE IS BEING SENT TO MANY PERSONS OR ENTITIES THAT HAVE HAD SOME RELATIONSHIP WITH OR HAVE DONE BUSINESS WITH THE DEBTORS BUT MAY NOT HAVE AN UNPAID CLAIM AGAINST THE DEBTORS. THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM OR THAT THE DEBTORS OR THE COURT BELIEVE THAT YOU HAVE A CLAIM.

YOU SHOULD NOT FILE A PROOF OF CLAIM IF YOU DO NOT HAVE A CLAIM AGAINST THE DEBTORS.

3. EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Any person or entity holding a claim arising from the rejection of an executory contract or unexpired lease must file a Proof of Claim based on such rejection by the later of (i) the Bar Date and (ii) the date that is forty-five (45) days following the effective date of such rejection or be forever barred from doing so.

4. WHEN AND WHERE TO FILE

All Proofs of Claim must be filed so as to be **actually received** on or before the Bar Date at the following addresses:

If by mail:

Extended Stay Claims Processing Center
c/o Kurtzman Carson Consultants LLC
2335 Alaska Avenue
El Segundo, California 90245

If by hand delivery:

Attn: Extended Stay Inc. Claims Processing
United States Bankruptcy Court
Southern District of New York
One Bowling Green, Room 534
New York, New York 10004-1408

-or-

Extended Stay Claims Processing Center
c/o Kurtzman Carson Consultants LLC
2335 Alaska Avenue
El Segundo, California 90245

Proofs of Claim will be deemed timely filed only if **actually received** by KCC, or by the Court on or before the Bar Date. Proofs of Claim may **not** be delivered by facsimile, telecopy, or electronic mail transmission.

5. WHAT TO FILE

If you file a Proof of Claim, your filed Proof of Claim must: (i) be written in the English language; (ii) be denominated in lawful currency of the United States as of the Commencement Date; (iii) conform substantially with the form attached to this Notice (the "**Proof of Claim Form**"); (iv) specify the Debtor against which the Proof of Claim is filed; (v) set forth with specificity the legal and factual basis for the alleged claim; (vi) include supporting documentation or an explanation as to why documentation is not available; and (vii) be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant.

If you are asserting a claim against more than one Debtor, separate Proofs of Claim must be filed against each Debtor and all holders of claims must identify on their Proof of Claim the specific Debtor against which their claim is asserted and the case number of that Debtor's bankruptcy case.

Additional Proof of Claim forms may be obtained at www.uscourts.gov/bkforms/ or KCC's website at www.kccllc.net/extendedstay.

YOU SHOULD ATTACH TO YOUR COMPLETED PROOF OF CLAIM FORM COPIES OF ANY WRITINGS UPON WHICH YOUR CLAIM IS BASED. IF THE DOCUMENTS ARE VOLUMINOUS, YOU MUST ALSO ATTACH A SUMMARY.

6. CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM BY THE BAR DATE

Except with respect to claims of the type set forth in Section 2 above, any creditor who fails to file a Proof of Claim on or before the Bar Date in the appropriate form for any claim such creditor holds or wishes to assert against the Debtors, will be barred from asserting such claim against the Debtors and their estates, and the holder of such claim shall not be permitted to vote on any chapter 11 plan or participate in any distribution in the Debtors' chapter 11 cases on account of such claim.

However, nothing contained in the Bar Date Order shall affect the determination of whether Certificate Holders (as defined in the Final Cash Collateral Order) hold claims against any of the Debtors, are parties-in-interest in these chapter 11 cases or are otherwise entitled to vote on any plan or plans of reorganization relating to the Debtors.

7. THE DEBTORS' SCHEDULES AND ACCESS THERETO

Copies of the Debtors' Schedules may be examined by interested parties on the Court's electronic docket for the Debtors' chapter 11 cases, which is posted on the Internet at www.nysb.uscourts.gov (a PACER login and password are required and can be obtained through the PACER Service Center at www.pacer.psc.uscourts.gov) and at www.kccllc.net/extendedstay. Copies of the Schedules may also be examined by interested parties between the hours of 9:00 a.m. and 4:30 p.m. (prevailing Eastern Time), Monday through Friday at the office of the Clerk of the Bankruptcy Court, United States Bankruptcy Court for the Southern District of New York, One Bowling Green, Room 511, New York, New York 10004. Copies of the Debtors' Schedules may also be obtained by written request to the Debtors claims agent at the address set forth below:

Extended Stay Claims Processing Center
c/o Kurtzman Carson Consultants LLC
2335 Alaska Avenue
El Segundo, California 90245

The Debtors' Schedules currently do not list any holders of claims against the Debtors; however, in the event the Debtors (i) amend their Schedules to add a claim that was not listed on the Schedules or (ii) after amending their Schedules to add a claim, further amend their Schedules to (a) designate such claim as disputed, contingent, unliquidated, or undetermined or (b) change the amount of such claim reflected therein, you will be notified if your claim is affected. If your claim is affected, you must file a Proof of Claim on account of any such claim by the later of (i) the Bar Date or (ii) the date that is thirty (30) days after the Debtors provide notice of the amendment or be forever barred from doing so.

A holder of a possible claim against the Debtors should consult its own attorney regarding any matters not covered by this notice, such as whether the holder should file a proof of claim.

DATED: July 12, 2010
New York, New York

BY ORDER OF THE COURT

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