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WEIL, GOTSHAL & MANGES LLP
767 Fifth Avenue
New York, New York 10153
Telephone: (212) 310-8000
Facsimile: (212) 310-8007
Jacqueline Marcus

Attorneys for Debtors and
Debtors in Possession

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re	:	**Chapter 11 Case No.**
EXTENDED STAY INC., et al.,	:	**09-13764 (JLG)**
Debtors.	:	**(Jointly Administered)**

FORTIETH POST-CONFIRMATION STATUS REPORT

Homestead Village L.L.C., a debtor and debtor in possession in the above-captioned chapter 11 case ("Homestead Village"), hereby files this Fortieth Post Confirmation Status Report (this "Status Report") in accordance with this Court's Post-Confirmation Order and Notice, dated September 21, 2010 [Docket No. 1242].

1. By order dated July 20, 2010 [Docket No. 1172] (the "Confirmation Order"), the Bankruptcy Court[1] confirmed the Debtors' Fifth Amended Joint Plan of Reorganization Under Chapter 11 of the Bankruptcy Code, dated June 8, 2010, as Amended (the "Plan") with respect to Homestead Village and 73 of its former debtor-affiliates (collectively, the "Plan Debtors").[2]

[1] All capitalized terms not defined herein shall have the same meaning ascribed to such terms in the Plan.

[2] The Plan Debtors include the 74 debtors identified on Exhibit A.

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2. Since the entry of the Confirmation Order, the Plan Debtors have worked diligently to consummate the Plan. On October 8, 2010, the Plan Debtors emerged from bankruptcy (the "Effective Date"), having restructured approximately $7.4 billion in debt.

3. On November 1, 2010, the Plan Debtors filed their First Post Confirmation Status Report [Docket No. 1275] and all statements in the First Post Confirmation Status Report are incorporated herein. On January 13, 2011, the Plan Debtors filed their Second Post Confirmation Status Report [Docket No. 1376] and all statements in the Second Post Confirmation Status Report are incorporated herein. On April 7, 2011, the Plan Debtors filed their Third Post Confirmation Status Report [Docket No. 1424] and all statements in the Third Post Confirmation Status Report are incorporated herein. On July 15, 2011, the Plan Debtors filed their Fourth Post Confirmation Status Report [Docket No. 1459] and all statements in the Fourth Post Confirmation Status Report are incorporated herein. On October 12, 2011, the Plan Debtors filed their Fifth Post Confirmation Status Report [Docket No. 1510] and all statements in the Fifth Post Confirmation Status Report are incorporated herein. On January 13, 2012, the Plan Debtors filed their Sixth Post Confirmation Status Report [Docket No. 1541] and all statements in the Sixth Post Confirmation Status Report are incorporated herein. On April 16, 2012, the Plan Debtors filed their Seventh Post Confirmation Status Report [Docket No. 1608] and all statements in the Seventh Post Confirmation Status Report are incorporated herein. On July 15, 2012, the Plan Debtors filed their Eighth Post Confirmation Status Report [Docket No. 1644] and all statements in the Eighth Post Confirmation Status Report are incorporated herein. On October 15, 2012, Homestead Village filed the Ninth Post Confirmation Status Report [Docket No. 1695] and all statements in the Ninth Post Confirmation Status Report are incorporated herein. On January 15, 2013,

Homestead Village filed the Tenth Post Confirmation Status Report [Docket No. 1711] and all statements in the Tenth Post Confirmation Status Report are incorporated herein. On April 15, 2013, Homestead Village filed the Eleventh Post Confirmation Status Report [Docket No. 1735] and all statements in the Eleventh Post Confirmation Status Report are incorporated herein. On July 11, 2013, Homestead Village filed the Twelfth Post Confirmation Status Report [Docket No. 1744] and all statements in the Twelfth Post Confirmation Status Report are incorporated herein. On October 15, 2013, Homestead Village filed the Thirteenth Post Confirmation Status Report [Docket No. 1754] and all statements in the Thirteenth Post Confirmation Status Report are incorporated herein. On January 15, 2014, Homestead Village filed the Fourteenth Post Confirmation Status Report [Docket No. 1763] and all statements in the Fourteenth Post Confirmation Status Report are incorporated herein. On April 15, 2014, Homestead Village filed the Fifteenth Post Confirmation Status Report [Docket No. 1770] and all statements in the Fifteenth Post Confirmation Status Report are incorporated herein. On July 15, 2014, Homestead Village filed the Sixteenth Post Confirmation Status Report [Docket No. 1775] and all statements in the Sixteenth Post Confirmation Status Report are incorporated herein. On October 15, 2014, Homestead Village filed the Seventeenth Post Confirmation Status Report [Docket No. 1785] and all statements in the Seventeenth Post Confirmation Status Report are incorporated herein. On January 15, 2015, Homestead Village filed the Eighteenth Post Confirmation Status Report [Docket No. 1793] and all statements in the Eighteenth Post Confirmation Status Report are incorporated herein. On April 15, 2015, Homestead Village filed the Nineteenth Post Confirmation Status Report [Docket No. 1801] and all statements in the Nineteenth Post Confirmation Status Report are incorporated herein. On July 15, 2015, Homestead Village filed the Twentieth Post Confirmation Status Report

[Docket No. 1814] and all statements in the Twentieth Post Confirmation Status Report are incorporated herein. On October 15, 2015, Homestead Village filed the Twenty-First Post Confirmation Status Report [Docket No. 1824] and all statements in the Twenty-First Post Confirmation Status Report are incorporated herein. On January 14, 2016, Homestead Village filed the Twenty-Second Post Confirmation Status Report [Docket No. 1831] and all statements in the Twenty-Second Post Confirmation Status Report are incorporated herein. On April 15, 2016, Homestead Village filed the Twenty-Third Post Confirmation Status Report [Docket No. 1836] and all statements in the Twenty-Third Post Confirmation Status Report are incorporated herein. On July 15, 2016, Homestead Village filed the Twenty-Fourth Post Confirmation Status Report [Docket No. 1846] and all statements in the Twenty-Fourth Post Confirmation Status Report are incorporated herein. On November 30, 2016, Homestead Village filed the Twenty-Fifth Post Confirmation Status Report [Docket No. 1861] and all statements in the Twenty-Fifth Post Confirmation Status Report are incorporated herein. On January 31, 2017, Homestead Village filed the Twenty-Sixth Post Confirmation Status Report [Docket No. 1864] and all statements in the Twenty-Sixth Post Confirmation Status Report are incorporated herein. On April 21, 2017, Homestead Village filed the Twenty-Seventh Post Confirmation Status Report [Docket No. 1867] and all statements in the Twenty-Seventh Post Confirmation Status Report are incorporated herein. On July 18, 2017, Homestead Village filed the Twenty-Eighth Post Confirmation Status Report [Docket No. 1872] and all statements in the Twenty-Eighth Post Confirmation Status Report are incorporated herein. On October 17, 2017, Homestead Village filed the Twenty-Ninth Post Confirmation Status Report [Docket No. 1875] and all statements in the Twenty-Ninth Post Confirmation Status Report are incorporated herein. On January 16, 2018, Homestead Village filed the Thirtieth Post Confirmation Status

Report [Docket No. 1878] and all statements in the Thirtieth Post Confirmation Status Report are incorporated herein. On April 17, 2018, Homestead Village filed the Thirty-First Post Confirmation Status Report [Docket No. 1883] and all statements in the Thirty-First Post Confirmation Status Report are incorporated herein. On July 16, 2018, Homestead Village filed the Thirty-Second Post Confirmation Status Report [Docket No. 1887] and all statements in the Thirty-Second Post Confirmation Status Report are incorporated herein. On October 22, 2018, Homestead Village filed the Thirty-Third Post Confirmation Status Report [Docket No. 1891] and all statements in the Thirty-Third Post Confirmation Status Report are incorporated herein. On January 15, 2019, Homestead Village filed the Thirty-Fourth Post Confirmation Status Report [Docket No. 1895] and all statements in the Thirty-Fourth Post Confirmation Status Report are incorporated herein. On April 23, 2019, Homestead Village filed the Thirty-Fifth Post Confirmation Status Report [Docket No. 1899] and all statements in the Thirty-Fifth Post Confirmation Status Report are incorporated herein. On July 29, 2019, Homestead Village filed the Thirty-Sixth Post Confirmation Status Report [Docket No. 1904] and all statements in the Thirty-Sixth Post Confirmation Status Report are incorporated herein. On November 7, 2019, Homestead Village filed the Thirty-Seventh Post Confirmation Status Report [Docket No. 1910] and all statements in the Thirty-Seventh Post Confirmation Status Report are incorporated herein. On February 18, 2020, Homestead Village filed the Thirty-Eighth Post Confirmation Status Report [Docket No. 1914] and all statements in the Thirty-Eighth Post Confirmation Status Report are incorporated herein. On May 18, 2020, Homestead Village filed the Thirty-Ninth Post Confirmation Status Report [Docket No. 1918] and all statements in the Thirty-Ninth Post Confirmation Status Report are incorporated herein.

4. Pursuant to the Order Pursuant to (A) Bankruptcy Rule 9006(b), (B) Section 105(a) of the Bankruptcy Code, (C) the Confirmation Order and (D) the First Extension Order, For An Additional Extension of Time to File Certain Claims Objections, dated March 23, 2011 [Docket No. 1419], the Litigation Trustee had until September 2, 2011 to file objections to General Unsecured Claims and Mezzanine Facilities Claims. The Litigation Trustee's time to file such objections has been extended several times, most recently until January 18, 2012 [Docket No. 1521]. On January 18, 2012, the Litigation Trustee filed a Third Motion Pursuant to (A) Bankruptcy Rule 9006(b), (B) Section 105(a) of the Bankruptcy Code, (C) the Confirmation Order and (D) the First, Second, and Third Extension Orders for Entry of an Order Further Extending the Deadline for the Litigation Trustee to File Certain Claims Objections [Docket No. 1555], requesting a further extension of the deadline to and including July 18, 2012 (the "Third Extension Request"). A Bridge Order Extending Litigation Trustee's Time to Object to Certain Claims [Docket No. 1558] was entered on January 18, 2012, extending the time for the Litigation Trustee to file claims objections until the Court enters an order determining the Third Extension Request. The hearing on the Third Extension Request, initially scheduled for March 15, 2012, has been adjourned to a date to be determined.

5. On January 17 and January 18, 2012, the Litigation Trustee filed thirty Omnibus Objections to Claims [Docket Nos. 1545, 1546, 1547, 1548, 1549, 1550, 1551, 1552, 1553, 1554, 1556, 1557, 1559, 1560, 1561, 1562, 1563, 1564, 1565, 1566, 1567, 1576, 1574, 1575, 1568, 1569, 1570, 1571, 1572, 1573]. The deadline for responding to the Litigation Trustee's Omnibus Objections was set for March 2, 2012 and a hearing on the Objections was initially scheduled for March 15, 2012. The hearing has been adjourned to a date to be determined. To date, the following responses to the Litigation Trustee's Omnibus Objections

have been filed: (i) the Response by the Tennessee Department of Revenue to the Debtors' Twenty-Fourth Omnibus Objection to the Certain Tax Claims [Docket No. 1590], dated February 29, 2012; (ii) the Response of Alabama Power Company to Litigation Trustee's Twenty-Third Omnibus Objection to Claims [Docket No. 1593], dated March 2, 2012; and (iii) the Response of Public Service Electric and Gas Company to the Litigation Trustee's Twelfth Omnibus Objection to Claims [Docket No. 1631], dated June 29, 2012. On July 12, 2012, the Litigation Trustee filed with the Court a Notice of Withdrawal of the Litigation Trustee's Omnibus Objections to Claims Solely with Respect to Claim No. 1236 Filed by (1) American Home Assurance Company, Chartis Casualty Company, Chartis Specialty Insurance Company, Commerce and Industry Insurance Company, Lexington Insurance Company, National Union Fire Insurance Company of Pittsburgh, P.A., and Certain Other Entities Related to Chartis Inc.; and (2) Proofs of Claim Nos. 262 and 267 Filed by Department of the Treasury – Internal Revenue Service [Docket No. 1642]. On January 18, 2013, the Litigation Trustee filed with the Court a Notice of Withdrawal of Certain of the Trustee's Omnibus Objections to Claims [Docket No. 1714]. On February 19, 2013, this Court entered a Stipulation and Order Allowing and Fixing Claim of DFS Services, LLC [Docket No. 1724], thereby resolving one of the Litigation Trustee's claims objections. On May 15, 2015, this Court entered an Order Approving Settlement Agreement and Release Among the Litigation Trustee, the Reorganized Debtor and Public Service Electric and Gas Company [Docket No. 1810], thereby resolving one of the Litigation Trustee's claims objections.

6. On November 10, 2016, the Court held a conference to discuss the status of a pending adversary proceeding[3] and established additional filing deadlines relevant to such proceeding. On December 16, 2016, supplemental briefs were filed, both by the defendants in support of their motions to dismiss and by the plaintiffs in opposition to the defendants' motions to dismiss. On January 25, 2017, the Court held a hearing regarding the motions to dismiss and the related briefs filed by the parties. On July 19, 2018, the Litigation Trustee filed a letter requesting a status conference following the issuance of a certain decision by the United States Supreme Court. On July 24, 2018, certain defendants filed a response letter stating that they see no need for a status conference, but that they have no objection to a status conference should the Court consider it useful. On February 4, 2019, the Litigation Trustee filed another letter requesting a status conference. A status conference had been initially scheduled for May 30, 2019 at 2:00 p.m. ET, and was later adjourned several times. Since then—on July 30, 2019, July 31, 2019, August 5, 2019, December 23, 2019, December 27, 2019, June 24, 2020, and July 7, 2020—the Litigation Trustee and the defendants filed letters with the Court. A status conference is currently scheduled for August 11, 2020.

7. Homestead Village continues to perform certain administrative tasks associated with the wind down of its chapter 11 case.

Notice

8. No trustee has been appointed in this chapter 11 case. Homestead Village has served notice of this Status Report in accordance with the procedures set forth in the order entered on July 17, 2009 governing case management and administrative procedures for

[3] *Finbarr O'Connor, as Successor Trustee for and on behalf of the Extended Stay Litigation Trust and the Extended Stay Litigation Trust v. DL-DW Holdings LLC, et al.* (Ad. Proc. 11-02254 (JLG)).

this case [Docket No. 176] on (i) the Office of the U.S. Trustee for the Southern District of New York; (ii) the attorneys for the Creditors' Committee; (iii) the attorneys for the Litigation Trustee; (iv) the attorneys for Extended Stay LLC; and (v) all parties who have requested notice in this chapter 11 case. Homestead Village submits that no other or further notice need be provided.

Dated: August 5, 2020
New York, New York

/s/ Jacqueline Marcus

Jacqueline Marcus
WEIL, GOTSHAL & MANGES LLP
767 Fifth Avenue
New York, New York 10153
Telephone: (212) 310-8000
Facsimile: (212) 310-8007

Attorneys for Debtors and
Debtors in Possession

Exhibit A

Debtor	Last Four Digits of Federal Tax I.D. Number
ESA P Portfolio L.L.C. f/k/a BRE/ESA P Portfolio L.L.C.	7190
ESA 2005 Portfolio L.L.C. f/k/a BRE/ESA 2005 Portfolio L.L.C.	8617
ESA 2005-San Jose L.L.C. f/k/a BRE/ESA 2005-San Jose L.L.C.	1317
ESA 2005-Waltham L.L.C. f/k/a BRE/ESA 2005-Waltham L.L.C.	1418
ESA Acquisition Properties L.L.C. f/k/a BRE/ESA Acquisition Properties L.L.C.	8149
ESA Alaska L.L.C. f/k/a BRE/ESA Alaska L.L.C.	8213
ESA Canada Properties Borrower L.L.C. f/k/a BRE/ESA Canada Properties Borrower L.L.C.	7476
ESA FL Properties L.L.C. f/k/a BRE/ESA FL Properties L.L.C.	7687
ESA MD Borrower L.L.C. f/k/a BRE/ESA MD Borrower L.L.C.	8839
ESA MN Properties L.L.C. f/k/a BRE/ESA MN Properties L.L.C.	0648
ESA P Portfolio MD Borrower L.L.C. f/k/a BRE/ESA P Portfolio MD Borrower L.L.C.	7448
ESA P Portfolio PA Properties L.L.C. f/k/a BRE/ESA P Portfolio PA Properties L.L.C.	6306
ESA P Portfolio TXNC Properties L.P. f/k/a BRE/ESA P Portfolio TXNC Properties L.P.	7378
ESA PA Properties L.L.C. f/k/a BRE/ESA PA Properties L.L.C.	7652
ESA Properties L.L.C. f/k/a BRE/ESA Properties L.L.C.	1249
ESA TX Properties L.P. f/k/a BRE/ESA TX Properties L.P.	1295
ESH/Homestead Portfolio L.L.C. f/k/a BRE/Homestead Portfolio L.L.C.	9049
ESH/HV Properties L.L.C. f/k/a BRE/HV Properties L.L.C.	8927
ESH/MSTX Property L.P. f/k/a BRE/MSTX Property L.P.	5862

Debtor	Last Four Digits of Federal Tax I.D. Number
ESH/TN Properties L.L.C. f/k/a BRE/TN Properties L.L.C.	5781
ESH/TX Properties L.P. f/k/a BRE/TX Properties L.P.	6964
ESH/Homestead Mezz L.L.C. f/k/a BRE/Homestead Mezz L.L.C.	9883
ESA P Mezz L.L.C. f/k/a BRE/ESA P Mezz L.L.C.	7467
ESA Mezz L.L.C. f/k/a BRE/ESA Mezz L.L.C.	0767
ESH/Homestead Mezz 2 L.L.C. f/k/a BRE/Homestead Mezz 2 L.L.C.	9903
ESA P Mezz 2 L.L.C. f/k/a BRE/ESA P Mezz 2 L.L.C.	7480
ESA Mezz 2 L.L.C. f/k/a BRE/ESA Mezz 2 L.L.C.	0866
ESH/Homestead Mezz 3 L.L.C. f/k/a BRE/Homestead Mezz 3 L.L.C.	9936
ESA P Mezz 3 L.L.C. f/k/a BRE/ESA P Mezz 3 L.L.C.	8977
ESA Mezz 3 L.L.C. f/k/a BRE/ESA Mezz 3 L.L.C.	0929
ESH/Homestead Mezz 4 L.L.C. f/k/a BRE/Homestead Mezz 4 L.L.C.	9953
ESA P Mezz 4 L.L.C. f/k/a BRE/ESA P Mezz 4 L.L.C.	8997
ESA Mezz 4 L.L.C. f/k/a BRE/ESA Mezz 4 L.L.C.	0964
ESH/Homestead Mezz 5 L.L.C. f/k/a BRE/Homestead Mezz 5 L.L.C.	9613
ESA P Mezz 5 L.L.C. f/k/a BRE/ESA P Mezz 5 L.L.C.	9186
ESA Mezz 5 L.L.C. f/k/a BRE/ESA Mezz 5 L.L.C.	1006
ESH/Homestead Mezz 6 L.L.C. f/k/a BRE/Homestead Mezz 6 L.L.C.	9667
ESA P Mezz 6 L.L.C. f/k/a BRE/ESA P Mezz 6 L.L.C.	9247
ESA Mezz 6 L.L.C. f/k/a BRE/ESA Mezz 6 L.L.C.	8995
ESH/Homestead Mezz 7 L.L.C. f/k/a BRE/Homestead Mezz 7 L.L.C.	9722
ESA P Mezz 7 L.L.C. f/k/a BRE/ESA P Mezz 7 L.L.C.	9349

Debtor	Last Four Digits of Federal Tax I.D. Number
ESA Mezz 7 L.L.C. f/k/a BRE/ESA Mezz 7 L.L.C.	9065
ESH/Homestead Mezz 8 L.L.C. f/k/a BRE/Homestead Mezz 8 L.L.C.	9779
ESA P Mezz 8 L.L.C.	9402
ESA Mezz 8 L.L.C. f/k/a BRE/ESA Mezz 8 L.L.C.	9117
ESH/Homestead Mezz 9 L.L.C. f/k/a BRE/Homestead Mezz 9 L.L.C.	1011
ESA P Mezz 9 L.L.C.	0281
ESA Mezz 9 L.L.C.	0923
ESH/Homestead Mezz 10 L.L.C. f/k/a BRE/Homestead Mezz 10 L.L.C.	1063
ESA P Mezz 10 L.L.C.	0224
ESA Mezz 10 L.L.C.	0175
Homestead Village L.L.C. f/k/a BRE/Homestead Village L.L.C.	8930
ESA MD Beneficiary L.L.C. f/k/a BRE/ESA MD Beneficiary L.L.C.	7038
ESA P Portfolio MD Trust f/k/a BRE/ESA P Portfolio MD Trust	8258
ESA MD Properties Business Trust f/k/a BRE/ESA MD Properties Business Trust	6992
ESA P Portfolio MD Beneficiary L.L.C. f/k/a BRE/ESA P Portfolio MD Beneficiary L.L.C.	8432
ESA Canada Properties Trust f/k/a BRE/ESA Canada Properties Trust	2314
ESA Canada Trustee Inc. f/k/a BRE/ESA Canada Trustee Inc.	2861
ESA Canada Beneficiary Inc. f/k/a BRE/ESA Canada Beneficiary Inc.	7543
ESA UD Properties L.L.C.	7075
ESA 2007 Operating Lessee Inc. f/k/a BRE/ESA 2007 Operating Lessee Inc.	9408
ESA 2005 Operating Lessee Inc. f/k/a BRE/ESA 2005 Operating Lessee Inc.	8471
ESA Operating Lessee Inc. f/k/a BRE/ESA Operating Lessee Inc.	4369
ESA P Portfolio Operating Lessee Inc. f/k/a BRE/ESA P Portfolio Operating Lessee Inc.	7433

Debtor	Last Four Digits of Federal Tax I.D. Number
ESA Business Trust f/k/a BRE/ESA Business Trust	8078
ESA Management L.L.C.	9101
ESA P Portfolio Holdings L.L.C. f/k/a BRE/ESA P Portfolio Holdings L.L.C.	8432
ESA Canada Operating Lessee Inc. f/k/a BRE/ESA Canada Operating Lessee Inc.	8838
Extended Stay Hotels L.L.C.	7438
ESH/MSTX GP L.L.C. f/k/a BRE/MSTX GP L.L.C.	5876
ESH/TXGP L.L.C. f/k/a BRE/TXGP L.L.C.	6936
ESA TXGP L.L.C. f/k/a BRE/ESA TXGP L.L.C.	1199
ESA P Portfolio TXNC GP L.L.C. f/k/a BRE/ESA P Portfolio TXNC GP L.L.C.	7210
ESH/TN Member Inc. f/k/a BRE/TN Member Inc.	8365