

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:)	Chapter 11
)	
CORUS BANKSHARES, INC.,)	Case No. 10-26881 (PSH)
)	
Debtor.)	Honorable Pamela S. Hollis

NOTICE OF MOTION

TO: Attached Service List.

PLEASE TAKE NOTICE that on Tuesday, November 15 at the hour of 10:00 a.m., or as soon thereafter as counsel may be heard, we shall appear before the Honorable Pamela S. Hollis or another judge sitting in her stead at the United States Bankruptcy Court for the Northern District of Illinois, Eastern Division, located at 219 South Dearborn, Courtroom 644, and then and there present the FDIC-RECEIVER'S MOTION TO RESET HEARING DATE AND ESTABLISH DISCOVERY SCHEDULE, a copy of which is hereby served upon you.

Dated: November 9, 2011

Respectfully submitted,

/s/ Alan P. Solow
Alan P. Solow
alan.solow@dlapiper.com
Oksana Koltko
oksana.koltko@dlapiper.com
DLA Piper LLP (US)
203 North LaSalle Street, Suite 1900
Chicago, IL 60601
(312) 368-4000

- and -

Kathryn R. Norcross, Senior Counsel
Nicholas Katsonis, Counsel
Federal Deposit Insurance Corporation
Legal Division
3501 Fairfax Drive, VS-D-7092
Arlington, Virginia 22226

*Attorneys for the Federal Deposit Insurance
Corporation, as Receiver for Corus Bank,
N.A.*

CERTIFICATE OF SERVICE

I, Alan P. Solow, an attorney, hereby certify that on the 8th day of November, 2011, I electronically filed a copy of the foregoing FDIC-RECEIVER'S MOTION TO RESET HEARING DATE AND ESTABLISH DISCOVERY SCHEDULE. Notice of this filing will be sent by operation of the Court's electronic filing system. Parties may access this filing through the Court's system. In addition, the parties listed below were served via first class mail, postage prepaid.

Bartlett Hackett Feinberg PC
(Iron Mountain Information Management, Inc.)
Frank F. McGinn Esq.
155 Federal Street, 9th Street
Boston, MA 02110
ffm@bostonbusinesslaw.com

Duane Morris LLP
(Tricadia Capital Management)
G Catalanello, J. Vincequerra
1540 Broadway
New York, NY 10036
gcatalanello@duanemorris.com

Kaye Scholer LLC
(Bank of America NA Trustee)
M. Messersmith, J. Ben
Derrick Zandpour
70 W. Madison Street, Suite 3100
Chicago, IL 60602
mmessersmith@kayescholer.com
jben@kayescholer.com
dzandpour@kayscholer.com

Loeb & Loeb LLP
(Wells Fargo Bank NA)
Blair R. Zanzig
321 North Clark Street
Suite 2300
Chicago, IL 60654
bzanzig@loeb.com

Lowenstein Sandler PC
(Todd L. Johnson)
M. Etkin
W. Jung
S. Quigley
65 Livingston Avenue
Roseland, NJ 07068
metkin@lowenstein.com
squigley@lowenstein.com
wjung@lowenstein.com

Neal Gerber & Eisenberg LLP
(Committee of Secured Creditors)
Mark Berkoff
Deborah Gutfeld
Nicholas M. Miller
Kevin G. Schneider
Two North LaSalle Street, Suite 1700
Chicago, IL 60602-3801
mberkoff@ngelaw.com
dgutfeld@ngelaw.com
nmiller@ngelaw.com
kschneider@ngelaw.com

**Duane Morris LLP
(Tricadia Capital Management)**

John Robert Weiss
190 South LaSalle, Street 3700
Chicago, IL 60603-3433
jrweiss@duanemorris.com

**Kilpatrick Townsend & Stockton LLP
(Committee of Secured Creditors)**

Todd Meyers
Robbin S. Rahman
1100 Peachtree Street NE
Ste. 2800
Atlanta, GA 30309-4530
tmeyers@kilpatricktownsend.com
rrahman@kilpatricktownsend.com

**Loeb & Loeb LLP
(Wells Fargo Bank NA)**

W. Curchack
V. Rubinstein
345 Park Avenue
New York, NY 10145
wcurchack@loeb.com
vrubinstein@loeb.com

**Miller Law LLC
(Todd L. Johnson)**

M. Miller
L. Fanning
115 South LaSalle Street, Ste. 2910
Chicago, IL 60603
MMiller@MillerLawLLC.com
LFanning@MillerLawLLC.com

**Robbins Geller Rudman & Dowd LLP
(Todd L. Johnson et al)**

J. Rice
R Llorens
S. Holloway
100 Pine Street, Ste. 2600
San Francisco, CA 94111
jrice@rgrdlaw.com
sholloway@rgrdlaw.com
ryanl@rgrdlaw.com

**Werner E. Ament &
Lea A. Ament**

3470 North Lake Shore Drive
Apt. 19B
Chicago, IL 60657-2877
W_Amentbbc@att.net

Securities & Exchange Commission

Sonia Chae
175 West Jackson Blvd.
Suite 900
Chicago, IL 60604
chaes@sec.gov

United States Trustee's Office

Patrick S. Layng
Gretchen Silver
219 South Dearborn Street
Suite 873
Chicago, IL 60604
gretchen.silver@usdoj.gov

Kirkland & Ellis LLP
(Corus Bankshares, Inc.)
James H.M. Sprayregen
Jeffrey W. Gettleman
David R. Seligman
Sameer K. Kappor
Marla Tun
300 North LaSalle Street
Chicago, IL 60654
james.sprayregen@kirkland.com
david.seligman@kirkland.com
jeffrey.gettleman@kirkland.com
sameer.kappor@kirkland.com

US Bank NA
James H. Byrnes
Corp. Trust Div., 3rd Floor
1 Federal Street
Boston, MA 02110
James.byrnes@usbank.com

FTI Consulting Inc.
Samuel Star
3 Times Square, 9th Floor
New York, NY 10036
samuel.star@fticonsulting.com

Atty General of the United States
Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

Wilmington Trust Company
Steven Cimalore
1100 North Market Street
Rodney Square North
Wilmington, DE 19890-1615
sscimalore@wilmingtontrust.com

Wells Fargo Bank NA
James R. Lewis
45 Broadway, 17th Floor
New York, NY 10006
james.r.lewis@wellsfargo.com

BNY Mellon
J. Chris Matthews
601 Travis, 16th Floor
Houston, TX 77002
j.chris.matthews@bnymellon.com

Cohen & Company
Peter Addei
Cira Centre
2929 Arch St., 17th Floor
Philadelphia, PA 19104
paddei@cohenandcompany.com

Corus Bankshares

Randy Curtis

rcurtis@corusbankshares.com

Corus Bankshares

Cassie Miles

cmiles@corusbankshares.com

Corus Bankshares

Steve antal

santal@corusbankshares.com

Department of the Treasury – IRS

Renita Cannon, IRS BK Specialist

PO Box 21126

Philadelphia, PA 19114

FDIC

Greg Watson, Res & Closings Mgr
Div. of Resolutions and Receiverships
300 South Riverside Pl., Ste. 1800
Chicago, IL 60606
gwatson@fdic.gov

FDIC

Timothy E. Divis
Regional Counsel
300 South Riverside Pl., Ste. 1700
Chicago, IL 60606
tdivis@fdic.gov

FDIC

James Vordtriede
1601 Bryan St., 17th Floor
Dallas, TX 75201
jvordtriede@fdic.gov

FDIC

Richard Gill
Virginia Square, L Wm. Seideman Ctr.
3501 Fairfax Dr.
Arlington, VA 22226
rgill@fdic.gov

Fortress Investment Group
(Alesco Preferred Funding X-XVII)
Morgan J. McClure
ATP Management LLC
1345 Avenue of the Americas, 46th Floor
New York, NY 10105
mmcclure@fortress.com

IL Student Assistance Commission
Bankruptcy Department
1755 Lake Cook Road
Deerfield, IL 60015
collegezone@isac.org

Bloomberg
Debt Collector Marie Ferguson
Vengroff Williams & Associates Inc.
PO Box 4155
Sarasota, FL 34230-4155

BNY Mellon
Valerie Nuhfer
625 William Penn Place
Pittsburgh, PA 15259-0001
valerielynn.nuhfer@bnymellon.com

Flora Boemi
1100 Pembridge Dr. Apt. 127
Lake Forest, IL 60045
aboemi@internationalfa.com

Illinois Department of Revenue
Bankruptcy Section, Level 7-425
100 West Randolph St.
Chicago, IL 60101
John.mccaffrey@illinois.gov

Mayer Brown
Michael Gill
71 S. Wacker Drive
Chicago, IL 60606
mgill@mayerbrown.com

Potter Anderson & Corroon, LLP
(Wells Fargo De Tr. Co. TR XII)
Jessica M. Willey
1313 North Market Stret
Wilmington, DE 19801
jwilley@potteranderson.com

Regus Management Group LLC
Sheva Tennyson
Sylvia Wenzel
10 South Riverside Plaza, Ste. 1800
Chicago, IL 60606
sheva.tennyson@regus.com
sylvia.wenzel@regus.com

Securities and Exchange Commission
Michael Berman
100 F Street NE
Washington, DC 20549

Illinois Department of Employment Sec.
Benefit Payment Control Division
PO Box 4385
Chicago, IL 60680
joseph.mueller@illinois.gov

Shipman And Goodwin
(US Bank NA Tr. I, III, V)
Marie Pollio
Ira Goldman
One Constitution Plaza
Hartford, CT. 06103-1919
mpollio@goodwin.com
lgoldman@goodwin.com

Trapeza Capital Management LLC
Carolyn R. Thagard
15 Alden Lane
Birmingham, AL 35213
cthagard@trapeza.com

Environmental Protection Agency
Richard L. Nagle
Bankruptcy Contact
US EPA Region 5 Mail Code C-14J
Chicago, IL 60604
nagle.richard@epa.gov

Stoncastle Partners LLC
Ricardo Vilorio
120 W. 45th Street, 14th Floor
New York, NY 10036
RViloria@StoneCastlePartners.com

PBGC
Deborah J. Bisco
1200 K Street NW, Ste. 340
Washington, DC 20005-4026
Bisco.Deborah@pbgc.gov

Dated: November 8, 2011

/s/ Alan P. Solow

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:)	Chapter 11
)	
CORUS BANKSHARES, INC.,)	Case No. 10-26881
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Debtor.)	Honorable Pamela S. Hollis
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**FDIC-RECEIVER'S MOTION TO RESET HEARING DATE
AND ESTABLISH DISCOVERY SCHEDULE**

The FDIC as Receiver ("FDIC-R"), through its undersigned counsel, for its motion to Reset Hearing Date and Establish Discovery Schedule, states as follows:

1. FDIC-R and the Debtor have agreed through the Plan of Reorganization confirmed on September 27, 2011, that a further hearing would be held to determine the priority of any FDIC-R claim asserting the FDIC-R's right to certain tax refunds as a creditor herein. The FDIC-R and Debtor have agreed to litigate this question promptly notwithstanding the fact that the ownership of the subject tax refunds as between the Debtor and the FDIC-R is currently being litigated before Judge Hibbler in the District Court.

2. Counsel for the Debtor and FDIC-R have worked cooperatively to reach an agreed schedule on the discovery necessary to prepare for a hearing on the priority issue.

3. On October 11, 2011 this Court set hearing dates of March 8 and 9, 2012 for a contested hearing on this matter.

4. In working through an agreed discovery schedule to conform to the hearing dates, counsel for the FDIC-R realized that the full discovery schedule could not be timely completed in light of its counsel's travel schedule and other commitments. After discussions with counsel for the Debtor, the Debtor does not object to the FDIC-R's request to move the trial dates back

by several weeks. This will allow for complete preparation which should result in a more efficient evidentiary hearing.

5. In anticipation of new hearing dates, the parties agree that the following schedule shall apply:

- a. Each Side to Disclose Non-Rebuttal Experts and Provide Reports: December 14;
- b. Close of Fact Discovery: January 16;
- c. Rebuttal Experts Disclosure and Provide Reports: February 10;
- d. Supplemental Expert Reports: February 28;
- e. Close Expert Discovery: March __ (to be set depending on new hearing dates);
- f. Parties Exchange Exhibits: March __ (to be set depending on new hearing dates);
- g. Pre-Trial Briefs and MILs Due: March __ (to be set depending on new hearing dates);
- h. File Exhibits and Objections with Court: March __ (to be set depending on new hearing dates); and
- i. Hearing: March __ and __

6. Finally, the parties are in agreement that this dispute shall be treated as a contested matter under Rule 9014 of the Federal Rules of Bankruptcy. FDIC-R shall, within 7 days of the hearing on this motion, file a motion setting out its position with respect to priority. The Debtor shall have 28 days to file a response thereto.

WHEREFORE, FDIC-R prays that the hearing dates be reset and a discovery schedule in accordance with that proposed herein be approved.

Dated: Chicago, Illinois
November 9, 2011

Respectfully submitted,

/s/ Alan P. Solow
Alan P. Solow (IL ARDC # 3125199)
Oksana Koltko (IL ARDC # 6303739)
DLA Piper LLP (US)
203 North LaSalle Street, Suite 1900
Chicago, IL 60601
(312) 368-4000

alan.solow@dlapiper.com
oksana.koltko@dlapiper.com

- and -

Kathryn R. Norcross, Senior Counsel
Nicholas Katsonis, Counsel
Federal Deposit Insurance Corporation
Legal Division
3501 Fairfax Drive, VS-D-7092
Arlington, Virginia 22226

*Attorneys for the Federal Deposit Insurance
Corporation, as Receiver for Corus Bank,
N.A.*