

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

<p>TRACY JONES, On Behalf of Himself and All Others Similarly Situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>CORUS BANKSHARES, INC., et al.,</p> <p style="text-align: center;">Defendants.</p>	<p>No. 1:09-cv-01538 (Consolidated)</p> <p><u>CLASS ACTION</u></p> <p>Judge Elaine E. Bucklo</p>
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FINAL JUDGMENT AND ORDER OF DISMISSAL WITH PREJUDICE

This matter came before the Court for hearing pursuant to the Order Preliminarily Approving Settlement and Providing for Notice (“Order”) dated June 2, 2011, on the application of the parties for approval of the settlement set forth in the Stipulation of Settlement dated as of May 3, 2011 (the “Stipulation”). Due and adequate notice having been given to the Class as required in said Order, and the Court having considered all papers filed and proceedings had herein and otherwise being fully informed in the premises and good cause appearing therefore, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that:

1. This Judgment incorporates by reference the definitions in the Stipulation, and all terms used herein shall have the same meanings as set forth in the Stipulation, unless otherwise set forth herein.

2. This Court has jurisdiction over the subject matter of the Litigation and over all parties to the Litigation, including all Members of the Class.

3. Solely for purposes of settlement, the Court hereby finally certifies a Class defined as “all Persons (other than those Persons who timely and validly requested exclusion from the Class as reflected on Exhibit 1 attached hereto) who purchased or acquired the common stock of Corus during the period from January 25, 2008 to January 30, 2009, inclusive, excluding the Defendants, members of the immediate family of the Defendants, the directors, officers, subsidiaries, and affiliates of Corus, any person, firm, trust, corporation, officer, director or other individual or entity in which any Defendant has a controlling interest, and the legal representatives, affiliates, heirs, successors-in-interest or assigns of any such excluded person.”

4. Solely for purposes of settlement, the Court hereby certifies the Lead Plaintiff as Class representative.

5. The Court determines that the Class satisfies the requirements for class certification under Federal Rule of Civil Procedure 23(a). In support of this ruling, and solely for purposes of settlement, the Court finds that the Class is so numerous that joinder of all members is impracticable, there are questions of law or fact common to the Class, the claims or defenses of the representative

parties are typical of the claims or defenses of the Class, and Lead Plaintiff will fairly and adequately protect the interests of the Class.

6. The Court determines that the Class satisfies the requirements for class certification under Federal Rule of Civil Procedure 23(b)(3). In support of this ruling, and solely for purposes of settlement, the Court finds that the questions of law or fact common to the Class predominate over any questions affecting only individual Members of the Class, and that a class action is superior to other available methods for fairly and efficiently adjudicating the controversy.

7. Pursuant to Federal Rule of Civil Procedure 23, the Court hereby approves the settlement set forth in the Stipulation as fair, reasonable, and adequate.

8. Accordingly, the Court authorizes and directs implementation and performance of all the terms and provisions of the Stipulation, the terms of which are incorporated as if fully set forth herein, as well as the terms and provisions hereof. The Court hereby dismisses the Litigation and all Released Claims of the Class with prejudice without costs as to any party, except as and to the extent provided in the Stipulation and herein.

9. Upon the Effective Date hereof, the Lead Plaintiff shall, and each of the Class Members shall be deemed to have, and by operation of this Judgment shall have, fully, finally, and forever released, relinquished, and discharged all Released Claims against the Released Persons, whether or not such Class Member executes and delivers the Proof of Claim and Release form or shares in the Settlement Fund.

10. All Class Members are hereby forever barred and enjoined from prosecuting any of the Released Claims against any of the Released Persons.

11. Upon the Effective Date hereto, each of the Released Persons shall be deemed to have, and by operation of this Judgment shall have, fully, finally, and forever released, relinquished, and discharged the Lead Plaintiff, each and all Class Members, Lead Counsel, and Plaintiffs' counsel from all claims (including Unknown Claims) arising out of, relating to, or in connection with, the institution, prosecution, assertion, settlement or resolution of the Litigation or the Released

Claims.

12. The Notice and Summary Notice have been mailed and/or published to the Class pursuant to and in the manner directed by the Order, proof of the mailing of the Notice and publication of the Summary Notice have been filed with the Court by Lead Counsel, and a full opportunity to be heard has been afforded to all Settling Parties, the Class, and persons-in-interest. The notice given to the Class was the best notice practicable under the circumstances, including the individual notice to all Members of the Class who could be identified through reasonable effort. Said notice provided the best notice practicable under the circumstances of those proceedings and of the matters set forth therein, including the proposed settlement set forth in the Stipulation, to all Persons entitled to such notice, and said notice fully satisfied the requirements of Federal Rule of Civil Procedure 23 and the requirements of due process.

13. Any Plan of Allocation submitted by Lead Counsel or any order entered regarding any attorneys' fee and expense application shall in no way disturb or affect this Judgment and shall be considered separate from this Judgment.

14. Neither the Stipulation nor the settlement contained therein, nor any act performed or document executed pursuant to or in furtherance of the Stipulation or the settlement: (a) is or may be deemed to be or may be used as an admission of, or evidence of, the validity of any Released Claim, or of any wrongdoing or liability of the Defendants or their respective Related Parties, or (b) is or may be deemed to be or may be used as an admission of, or evidence of, any fault or omission of any of the Defendants or their respective Related Parties in any civil, criminal, or administrative proceeding in any court, administrative agency, or other tribunal. The Defendants may file the Stipulation and/or this Judgment from this action in any other action that may be brought against them in order to support a defense or counterclaim based on principles of *res judicata*, collateral estoppel, release, good faith settlement, judgment bar or reduction, or any theory of claim preclusion or issue preclusion or similar defense or counterclaim.

15. Without affecting the finality of this Judgment in any way, this Court hereby retains

continuing jurisdiction over: (a) implementation of this settlement and any award or distribution of the Settlement Fund, including interest earned thereon; (b) disposition of the Settlement Fund; (c) hearing and determining applications for attorneys' fees, interest, and expenses in the Litigation; and (d) all parties hereto for the purpose of construing, enforcing, and administering the Stipulation.

16. The Court finds that during the course of the Litigation, the Settling Parties and their respective counsel at all times complied with the requirements of Federal Rule of Civil Procedure 11.

17. The Defendants have provided notification to all appropriate federal and state officials regarding the settlement as required by 28 U.S.C. §1715(b).

18. In the event that the settlement does not become effective in accordance with the terms of the Stipulation, or the Effective Date does not occur, or in the event that the Settlement Fund, or any portion thereof, is returned to the Defendants or their insurers, then this Judgment shall be rendered null and void to the extent provided by and in accordance with the Stipulation and shall be vacated and, in such event, all orders entered and releases delivered in connection herewith shall be null and void to the extent provided by and in accordance with the Stipulation.

19. Without further order of the Court, the Settling Parties may agree to reasonable extensions of time to carry out any of the provisions of the Stipulation.

IT IS SO ORDERED.

DATED: \_\_9/12/2011

Handwritten signature of Elaine E. Bucklo in black ink, written in a cursive style.

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THE HONORABLE ELAINE E. BUCKLO  
UNITED STATES DISTRICT JUDGE

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TRACY JONES, On Behalf of Himself and All)	No. 1:09-cv-01538
Others Similarly Situated,	) <b>(Consolidated)</b>
	)
Plaintiff,	) <u>CLASS ACTION</u>
	) Judge Elaine E. Bucklo
vs.	)
	)
CORUS BANKSHARES, INC., et al.,	)
	)
Defendants.	)
_____	)

ORDER APPROVING PLAN OF ALLOCATION OF SETTLEMENT PROCEEDS

THIS MATTER having come before the Court on Lead Plaintiff's motion for approval of the Plan of Allocation of the net settlement proceeds in the above-captioned action; the Court having considered all papers filed and proceedings had herein and otherwise being fully informed in the premises;

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that:

1. For purposes of this Order, the terms used herein shall have the same meanings as set forth in the Stipulation of Settlement dated as of May 3, 2011 (the "Stipulation").

2. Pursuant to and in full compliance with Rule 23 of the Federal Rules of Civil Procedure, this Court hereby finds and concludes that due and adequate notice was directed to all Persons and entities who are Class Members advising them of the Plan of Allocation and of their right to object thereto, and a full and fair opportunity was accorded to all Person and entities who are Members of the Class to be heard with respect to the Plan of Allocation.

3. The Court hereby finds and concludes that the formula for the calculation of the claims of Authorized Claimants which is set froth in the Notice of Proposed Settlement of Class Action (the "Notice") sent to Class Members, provides a fair and reasonable basis upon which to allocate the proceeds of the Net Settlement Fund established by the Stipulation among Class Members, with due consideration having been given to administrative convenience and necessity.

4. The Court hereby finds and concludes that the Plan of Allocation set forth in the Notice is in all respects fair and reasonable and the Court hereby approves the Plan of Allocation.

IT IS SO ORDERED.

DATED: \_\_9/12/2011



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THE HONORABLE ELAINE E. BUCKLO  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

<p>TRACY JONES, On Behalf of Himself and All Others Similarly Situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>CORUS BANKSHARES, INC., et al.,</p> <p style="text-align: center;">Defendants.</p>	<p>No. 1:09-cv-01538 (Consolidated)</p> <p><u>CLASS ACTION</u></p> <p>Judge Elaine E. Bucklo</p>
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ORDER AWARDING ATTORNEYS' FEES AND EXPENSES AND AWARD TO LEAD  
PLAINTIFF

THIS MATTER having come before the Court on September 12, 2011, on the application of Lead Counsel for an award of attorneys' fees and expenses incurred in the Litigation; the Court, having considered all papers filed and proceedings conducted herein, having found the settlement of the Litigation against the Defendants to be fair, reasonable, and adequate and otherwise being fully informed in the premises and good cause appearing therefore;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. All of the capitalized terms used herein shall have the same meanings as set forth in the Stipulation of Settlement dated as of May 3, 2011 (the "Stipulation").

2. This Court has jurisdiction over the subject matter of the application and all matters relating thereto, including all Members of the Class who have not timely and validly requested exclusion.

3. The Court finds that the amount of fees awarded is fair and reasonable under the percentage-of-recovery method and further finds that a fee award of 19.5% of the Settlement Fund is consistent with awards made in similar cases.

4. The Court hereby awards Lead Counsel attorneys' fees of 19.5% of the Settlement Fund. The Court hereby awards payment of expenses in an aggregate amount of \$200,000 to be paid from the Settlement Fund. Said fees shall be allocated by Lead Counsel in a manner which, in their good faith judgment, reflects each counsel's contribution to the institution, prosecution, and resolution of the Litigation.

5. The Court finds that an award to Lead Plaintiff Todd L. Johnson for his reasonable time and expenses spent directly in his representation of the Class and prosecution of this action is fair and reasonable, and thus, hereby awards Mr. Johnson \$25,756.60 pursuant to 15 U.S.C. §78u-4(a)(4) to be paid from the Settlement Fund.

6. The awarded attorneys' fees and expenses shall be paid from the Settlement Fund immediately after the date this Order is executed or as soon as the Settlement Amount is transferred to the Escrow Agent subject to the terms, conditions, and obligations of the Stipulation, which terms,

conditions, and obligations are incorporated herein.

IT IS HEREBY ORDERED.

DATED: \_\_9/12/2011

A handwritten signature in cursive script, reading "Elaine E. Bucklo". The signature is written in black ink on a white background.

THE HONORABLE ELAINE E. BUCKLO  
UNITED STATES DISTRICT JUDGE