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SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

FORM 8-K

**CURRENT REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE
SECURITIES EXCHANGE ACT OF 1934**

Date of Report (Date of earliest event reported):
November 24, 2008

FIDELITY SOUTHERN CORPORATION

(Exact name of registrant as specified in its charter)

Georgia

(State or other jurisdiction of
incorporation)

No. 000-22374

(Commission File Number)

No. 58-1416811

(IRS Employer
Identification No.)

3490 Piedmont Road, Suite 1550
Atlanta, Georgia 30305

(Address of principal executive offices)

Registrant's telephone number, including area code:
(404) 639-6500

Not applicable

(Former name or former address, if changed since last report)

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
 - Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
 - Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
 - Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240-13e-4(c))
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Item 8.01 Other Events.

On November 24, 2008, Fidelity Southern Corporation (“Fidelity”) issued a press release announcing that the U.S. Treasury Department has given preliminary approval of its \$48.2 million investment in Fidelity and of Fidelity’s participation in the Capital Purchase Program. A copy of this press release is furnished as Exhibit 99.1 hereto and incorporated by reference herein.

Item 9.01 Financial Statements and Exhibits

<u>Exhibit No.</u>	<u>Description</u>
99.1	Press Release issued on November 24, 2008

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

/s/ Stephen H. Brolly

Stephen H. Brolly

Interim Chief Financial Officer

November 25, 2008

EX-99.1 2 g16815exv99w1.htm EX-99.1

Exhibit 99.1



P.O. Box 105075
Atlanta, GA 30348-1075

(404) 639-6500
www.fidelitysouthern.com

FOR IMMEDIATE RELEASE

Contact: Martha Fleming, Steve Brolly
Fidelity Southern Corporation
(404) 240-1504

**FIDELITY SOUTHERN CORPORATION TO PARTICIPATE IN THE U. S.
TREASURY'S CAPITAL PURCHASE PROGRAM**

Atlanta, GA (November 24, 2008) – Fidelity Southern Corporation (NASDAQ: LION), parent of Fidelity Bank, announced today that the U. S. Treasury Department has given preliminary approval of its \$48.2 million investment in the company and of Fidelity's participation in the Capital Purchase Program.

Fidelity Southern Corporation, through its operating subsidiaries Fidelity Bank and LionMark Insurance Company, provides banking services and credit-related insurance products through 23 branches in Atlanta, Georgia, a branch in Jacksonville, Florida, and an insurance office in Atlanta, Georgia. SBA loans are provided through employees located throughout the Southeast. For additional information about Fidelity's products and services, please visit the website at www.FidelitySouthern.com.