MILLER JAMES B JR

Form 5

Southern Corporation - Common

February 08, 2008

FORM	5							OMB AF	PROVAL		
Check this b	UNITED S	UNITED STATES SECURITIES AND EXCHANGE COMM						OMB Number:	3235-036 January 3		
no longer su to Section 1 Form 4 or F 5 obligation may continu See Instruct	6. Form ANNU		'ATEMENT OF CHANGES IN BEN OWNERSHIP OF SECURITIES				Expires: Estimated burden hor response		200 verage	5	
1(b).	Filed pursu	uant to Section 10 of the Public Ut 30(h) of the In	ility Holding	g Company A	ct of	1935 or S					
1. Name and Ad MILLER JA	ldress of Reporting Po MES B JR	Symbol	FIDELITY SOUTHERN CORP			5. Relationship of Reporting Person(s) to Issuer (Check all applicable)					
(Last)	(First) (Mi		holow)					torX 10% Owner er (give titleX Other (specify below)			
3490 PIEDM 1550	IONT ROAD, S		307			Execut	ive Offi	cer / Executive	e Officer		
	(Street)		ndment, Date C	Original		6. Individua		nt/Group Repo	orting		
ATLANTA,	GA 30305							one Reporting Pe ore than One Re			
(City)	(State) (Z	Zip) Table	e I - Non-Deriv	vative Securitie	s Acqu	iired, Dispo	osed of,	or Beneficiall	y Owned		
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	Code	4. Securities Acqui Disposed of (D) (Instr. 3, 4 and 5)		Securi Benef at end		icially Owned of Issuer's	6. Ownership Form: Direct (D)	7. Nature of Indirect Beneficial Ownership	
Fidelity				Amount	(A) or (D)		Fiscal (Instr.	Year 3 and 4)	or Indirect (I) (Instr. 4)	(Instr. 4)	
Southern Corporation - Common Stock	12/31/2007	Â	J4	100 (1)	A	\$ 18.378	2,234	4,604.2954	D	Â	
Fidelity	12/31/2007	â	Ţ	1 100 (2)	D	\$ (3)	2 233	504 2054	D	Â	

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Stock									
Fidelity Southern Corporation - Common Stock	12/31/2007	Â	J	2,594.6412 (4)	A	\$ <u>(4)</u>	98,805.252	I	By 401(l
Fidelity Southern Corporation - Common Stock	12/31/2007	Â	J	43.3333 (5)	A	\$ <u>(5)</u>	2,999.8479	I	By Grandch - N.P. Miller
Fidelity Southern Corporation - Common Stock	12/31/2007	Â	J	1,100 (2)	A	\$ <u>(3)</u>	1,100	I	By IRA
Fidelity Southern Corporation - Common Stock	12/31/2007	Â	J	25.4814 (5)	A	\$ <u>(5)</u>	88,444.996	I	By Spou
Fidelity Southern Corporation - Common Stock	12/31/2007	Â	J4	385 (1)	A	\$ <u>(6)</u>	88,829.996	I	By Spou
Fidelity Southern Corporation - Common Stock	Â	Â	Â	Â	Â	Â	33,009	I	By Child B.P.Mill
Fidelity Southern Corporation - Common Stock	Â	Â	Â	Â	Â	Â	35,895	I	By Child E.P. Mill
Fidelity Southern Corporation - Common Stock	Â	Â	Â	Â	Â	Â	31,131	I	By Child K. Lane Miller
Fidelity Southern Corporation - Common Stock	Â	Â	Â	Â	Â	Â	180,433	I	By Share Held By Ltd Partnersh

Stock

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Fidelity Southern

Stock

Corporation Â Â Â Â Â Â 213,768 I By Trust Family

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

Persons who respond to the collection of information SE contained in this form are not required to respond unless the form displays a currently valid OMB control number.

SEC 2270 (9-02)

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Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)		ate	7. Titl Amou Under Secur (Instr.	nt of lying	8. Price of Derivative Security (Instr. 5)
					(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares	

Reporting Owners

Reporting Owner Name / Address	Relationships							
F	Director	10% Owner	Officer	Other				
MILLER JAMES B JR 3490 PIEDMONT ROAD SUITE 1550 ATLANTA Â GAÂ 30305	ÂX	ÂΧ	Executive Officer	Executive Officer				

Signatures

By: Barbara McNeill, Attorney in Fact 02/08/2008

**Signature of Reporting Person Date

Explanation of Responses:

- * If the form is filed by more than one reporting person, see Instruction 4(b)(v).
- ** Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- (1) Error noted in reconciliation of shares.
- (2) To correct a reporting error discovered in reconciling shares.
- (3) 1000 shares @ \$14.375; 100 shares @ \$18.375.

Reporting Owners 3

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- (4) Purchased at various times and various prices in Fidelity Southern Corporation 401(k) in 2007
- (5) Purchased at various times and prices in Fidelity Southern Corporation Dividend Reinvestment Plan in 2007.
- (6) Error noted in reconciliation of shares. No price or date of purchase available.

Note: File three copies of this Form, one of which must be manually signed. If space provided is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.