

# SECURITIES AND EXCHANGE COMMISSION

## FORM 3

Filing Date: **2008-08-29** | Period of Report: **2008-08-27**  
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### REPORTING OWNER

#### Harp Donald A Jr

CIK: **1444280**

Type: **3** | Act: **34** | File No.: **000-22374** | Film No.: **081049952**

#### Mailing Address

3490 PIEDMONT ROAD, SUITE(404) 240-1503  
1550  
ATLANTA GA 30305

#### Business Address

3490 PIEDMONT RD  
STE 1550  
ATLANTA GA 30305  
4043715500

### ISSUER

#### FIDELITY SOUTHERN CORP

CIK: **822662** | IRS No.: **581416811** | State of Incorporation: **GA** | Fiscal Year End: **1231**

SIC: **6022** State commercial banks

#### Mailing Address

PO BOX 105075  
ATLANTA GA 30348

#### Business Address

3490 PIEDMONT RD  
STE 1550  
ATLANTA GA 30305  
4043715500

**UNITED STATES SECURITIES AND EXCHANGE COMMISSION**

Washington, D.C. 20549

OMB APPROVAL	
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**INITIAL STATEMENT OF BENEFICIAL OWNERSHIP OF SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

1. Name and Address of Reporting Person <u>Harp Donald A Jr</u> (Last) (First) (Middle) 3490 PIEDMONT ROAD, SUITE 1550 (Street) ATLANTA, GA 30305 (City) (State) (Zip)	2. Date of Event Requiring Statement (Month/Day/Year) 08/27/2008	3. Issuer Name and Ticker or Trading Symbol <u>FIDELITY SOUTHERN CORP [LION]</u>	5. If Amendment, Date Original Filed (Month/Day/Year)
		4. Relationship of Reporting Person(s) to Issuer (Check all applicable) <input checked="" type="checkbox"/> Director <input type="checkbox"/> 10% Owner <input type="checkbox"/> Officer (give title below) <input type="checkbox"/> Other (specify below)	6. Individual or Joint/Group Filing (Check applicable line) <input checked="" type="checkbox"/> Form Filed by One Reporting Person <input type="checkbox"/> Form Filed by More than One Reporting Person

**Table I - Non-Derivative Securities Beneficially Owned**

1. Title of Security (Instr. 4)	2. Amount of Securities Beneficially Owned (Instr. 4)	3. Ownership Form: Direct (D) or Indirect (I) (Instr. 5)	4. Nature of Indirect Beneficial Ownership (Instr. 5)
Fidelity Southern Corporation - Common Stock	0 (1)	D	

**Table II - Derivative Securities Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)**

1. Title of Derivative Security (Instr. 4)	2. Date Exercisable and Expiration Date (Month/Day/Year)		3. Title and Amount of Securities Underlying Derivative Security (Instr. 4)		4. Conversion or Exercise Price of Derivative Security	5. Ownership Form of Derivative Security: Direct (D) or Indirect (I) (Instr. 5)	6. Nature of Indirect Beneficial Ownership (Instr. 5)
	Date Exercisable	Expiration Date	Title	Amount or Number of Shares			

**Explanation of Responses:**

- 1. Election to the Board of Directors effective 8/27/08. No shares owned at this time.

**Signatures**

By: Barbara McNeill, Attorney in Fact

\*\* Signature of Reporting Person

08/29/2008

Date

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

\* 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).

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure.

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

CONFIRMATION OF SIGNATURE AUTHORITY

The undersigned individual may be deemed to be a "Director" or "Officer" of Fidelity Southern Corporation, and thus may be required to execute and file with the Securities and Exchange Commission reports on Forms 3, 4, and 5 regarding beneficial ownership of securities of Fidelity Southern Corporation. By executing this Confirmation, the undersigned hereby confirms that any one of the following individuals is authorized and designated to sign such beneficial ownership reports on behalf of the undersigned and to cause such reports to be filed with the Securities and Exchange Commission:

Martha C. Fleming, Corporate Secretary, or  
Stephen H. Brolly, Interim Chief Financial Officer, or  
Barbara McNeill, Assistant Corporate Secretary

This authority shall be deemed to continue until it is expressly withdrawn by a filing with the Securities and Exchange Commission. This Confirmation shall be filed and kept on file by the Securities and Exchange Commission to document the authority set forth herein.

IN WITNESS WHEREOF, the undersigned has executed this Confirmation on the 28th day of August 2008.

s/ Donald A. Harp, Jr.

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