

FIDELITY SOUTHERN CORP
Form 8-K
January 18, 2019

UNITED STATES
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
January 17, 2019
Date of Report (Date of earliest event reported)
Fidelity Southern Corporation
(Exact name of registrant as specified in its charter)
Georgia No. 001-34981 No. 58-1416811
(State or other jurisdiction of incorporation) (Commission File Number) (IRS Employer Identification No.)
3490 Piedmont Road, Suite 1550
Atlanta, Georgia 30305
(Address of principal executive offices) (Zip Code)
(404) 639-6500
Registrant's telephone number, including area code

N/A
(Former Name, Former Address and Former Fiscal Year, 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))

Indicate
by
check
mark
whether
the
registrant
is an
emerging
growth

company
as
defined
in as
defined
in Rule
405 of
the
Securities
Act of
1933
(§230.405
of this
chapter)
or Rule
12b-2
of the
Securities
Exchange
Act of
1934
(§240.12b-2
of this
chapter).

Emerging
growth
company

If an o
emerging
growth
company,
indicate
by
check
mark if
the
registrant
has
elected
not to
use the
extended
transition
period
for
complying
with
any
new or

revised
financial
accounting
standards
provided
pursuant
to
Section
13(a) of
the
Exchange
Act.

Item 2.02 Results of Operations and Financial Condition.

On January 17, 2019, Fidelity Southern Corporation (“Fidelity”) issued a press release announcing its results of operations and financial condition for the quarter ended December 31, 2018. 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

(d) Exhibits

In accordance with General Instruction B.2 of Form 8-K, Exhibit 99.1 shall not be deemed “filed” for the purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or otherwise subject to the liability of that section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933, as amended, except as shall be expressly set forth by specific reference in such filing.

Exhibit No. Description

99.1 Earnings Press Release issued on January 17, 2019.

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.

FIDELITY
SOUTHERN
CORPORATION

(Registrant)

/s/ Charles D. Christy

Charles D. Christy

Executive Vice

President and Chief

Financial Officer

January 18, 2019