

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA, SOUTHERN DIVISION

PEOPLESSOUTH BANK, a )  
Georgia Banking )  
Corporation, )

Plaintiff, )

v. )

FARMER & MALONE, P.A., )  
an Alabama Legal )  
Professional Association, )

Defendant. )

CIVIL ACTION NO.  
1:11cv36-MHT  
(WO)

PEOPLESSOUTH BANK, a Bank )  
Chartered in Georgia, )

Plaintiff, )

v. )

CHARLES NORTH, an )  
Individual, )

Defendant. )

CIVIL ACTION NO.  
1:11cv176-MHT

ORDER

Based on the representations made on the record on  
May 22, 2012, it is ORDERED as follows:

- (1) The motion to dismiss (doc. no. 92) is granted.

(2) Counts one, two, and three of the complaint in civil action no. 1:11cv176-MHT are dismissed.

(3) Count six (for declaratory judgment) in the counterclaim in civil action no. 1:11cv176-MHT is dismissed.

It is further ORDERED that the following claims are left in this litigation:

(1) Plaintiff PeoplesSouth Bank's claim against defendant Farmer & Malone, P.A., under the Alabama Legal Services Liability Act in civil action no. 1:11cv36-MHT.

(2) Plaintiff PeoplesSouth Bank's guaranty claim against defendant Charles North in civil action no. 1:11cv176-MHT.

(3) All of defendant Charles North's counterclaims, except count six, against plaintiff PeoplesSouth Bank in civil action no. 1:11cv176-MHT.

DONE, this the 23rd day of May, 2012.

/s/ Myron H. Thompson  
UNITED STATES DISTRICT JUDGE