

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**THOMAS C. WELLER, JR.,**

**Plaintiff,**

**vs.**

**VAN P. FINGER,**

**Defendant.**

)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)

**CASE NO.: CV-08-240-CG-C**

**ORDER DIRECTING DEPOSIT INTO INTEREST-BEARING ACCOUNT**

The court having considered the motion of Van P. Finger to allow the defendant to pay into court, without prejudice, the sum of \$400,000.00 into an interest-bearing account in accordance with Rule 67 of the Fed. R. Civ. P. pending rulings by this court on certain post-trial motions and the Court being of the opinion that said motion is well taken, the court hereby **GRANTS** said motion and orders that the sum of \$400,000.00 be invested into the court approved interest-bearing account at the time said funds are delivered to the clerk of court.

**DONE and ORDERED** this 5<sup>th</sup> day of February, 2010.

/s/ Callie V. S. Granade  
**CHIEF UNITED STATES DISTRICT JUDGE**