

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

THOMAS C. WELLER, JR.,

Plaintiff,

vs.

VAN P. FINGER,

Defendant.

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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 5th day of February, 2010.

/s/ Callie V. S. Granade

CHIEF UNITED STATES DISTRICT JUDGE