

Notice: This opinion is subject to formal revision before publication in the advance sheets of Southern Reporter. Readers are requested to notify the **Reporter of Decisions**, Alabama Appellate Courts, 300 Dexter Avenue, Montgomery, Alabama 36104-3741 ((334) 229-0649), of any typographical or other errors, in order that corrections may be made before the opinion is printed in Southern Reporter.

ALABAMA COURT OF CIVIL APPEALS

OCTOBER TERM, 2016-2017

2140366

Alfa Mutual Insurance Company

v.

**University of South Alabama d/b/a University of South
Alabama Medical Center Hospital**

**Appeal from Mobile Circuit Court
(CV-14-901532)**

After Remand from the Alabama Supreme Court

MOORE, Judge.

A portion of this court's prior judgment -- specifically, this court's holding affirming the Mobile Circuit Court's judgment, in part; stating: "we are bound to follow University

2140366

of South Alabama v. Progressive[, 904 So. 2d 1242 (Ala. 2004)], which requires affirmance of the trial court's judgment in this case requiring Alfa [Mutual Insurance Company] to pay the full amount of the hospital lien," Alfa Mut. Ins. Co. v. University of S. Alabama, ___ So. 3d ___, ___ (Ala. Civ. App. 2015) -- has been reversed, and the cause has been remanded by the Alabama Supreme Court. See Ex parte Alfa Mut. Ins. Co., [Ms. 1141343, April 28, 2017] ___ So. 3d ___ (Ala. 2017). On remand to this court, and in compliance with the supreme court's opinion, that portion of the judgment entered by the Mobile Circuit Court against Alfa Mutual Insurance Company awarding the University of South Alabama d/b/a University of South Alabama Medical Center Hospital ("South") damages based on the full amount of South's lien is reversed, and the cause is remanded for further proceedings consisted with the supreme court's opinion.

REVERSED AND REMANDED.

Thompson, P.J., and Pittman, Thomas, and Donaldson, JJ.,
concur.