

WEIS MARKETS INC  
Form 8-K  
February 01, 2006

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 31, 2006**

Date of Report (Date of earliest event reported)

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**WEIS MARKETS, INC.**

(Exact name of registrant as specified in its charter)

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**Pennsylvania**  
(State or other jurisdiction  
of incorporation)

**1-5039**  
(Commission  
File Number)

**24-0755415**  
(IRS Employer  
Identification No.)

**1000 South Second Street, Sunbury, PA 17801**  
(Address of principal executive offices) (Zip Code)

**(570) 286-4571**  
Registrant's telephone number, including area code

**N/A**  
(Former name or former address, 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 (see General Instruction A.2. below):

- 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))

**Item 2.02 Results of Operations and Financial Condition.**

On January 31, 2006, the Company released its earnings for the fourth quarter ended December 31, 2005. A copy of the press release is attached hereto as Exhibit 99.1 and is incorporated herein by this reference.

**Item 9.01 Financial Statements and Exhibits.**

(c) Exhibit.

99.1 Weis Markets, Inc. December 31, 2005 press release announcing its fourth quarter 2005 earnings.

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**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.

WEIS MARKETS, INC.

Dated: January 31, 2006

By: /s/ William R. Mills  
William R. Mills  
Senior Vice President and Treasurer/CFO

**EXHIBIT INDEX**

**Exhibit No.** \_\_\_\_\_ **Description**

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99.1 Weis Markets, Inc. January 31, 2006 press release announcing its fourth quarter 2005 earnings.

**EXHIBIT 99.1**

**WEIS MARKETS, INC.**

1000 S. 2nd Street

Sunbury, Pennsylvania  
17801

Phone 570-286-3636

Fax 570-286-3692

## Press Release

Contact: Dennis Curtin

**FOR IMMEDIATE RELEASE**

Phone: (570) 286-3636

January 31, 2006

E-Mail: dcurtin@weismarkets.com

**WEIS MARKETS REPORTS 21.6% INCREASE IN 4TH QUARTER NET**

**INCOME AND ANNOUNCES 3.6% DIVIDEND INCREASE**

(SUNBURY, PA) - Weis Markets, Inc. (NYSE:WMK) today reported a 21.6% increase in its fourth quarter net income and a 12.1% increase in its fourth quarter sales for the fourteen-week period ending December 31, 2005 compared to the thirteen-week period ending December 25, 2004.

At the Company's quarterly meeting held today in Sunbury, Weis Markets' Board of Directors increased the dividend \$.01 to \$.29 per share, a 3.6% increase. The Company also said it would invest \$90.6 million in its capital expenditure budget in 2006.

During the fourteen-week period ending December 31, 2005, the Company's net income totaled \$18.4 million or \$.68 in basic and diluted earnings per share compared to \$15.1 million or \$.56 in basic and diluted earnings per share for the thirteen-week period ending December 25, 2004.

The Company's fourth quarter sales for the fourteen-week period ending December 31, 2005, totaled \$601.9 million compared to \$537 million for the thirteen-week period ending December 25, 2004. The Company's comparable store sales, adjusted for the additional week in 2005, increased 4.7% in the fourth quarter.

The Company continues to benefit from profitable and sustained sales growth in its perishable departments and key center store categories. The Company continues to see significant increases in its fuel, utility and debit/credit card interchange costs.

### **Year to Date Results**

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For the 53-week period ending December 31, 2005, the Company's net income increased 10.9% to \$63.4 million or \$2.35 in basic and diluted earnings per share compared to \$57.2 million or \$2.11 in basic and diluted earnings per share for the 52-week period ending December 25, 2004.

In 2005, the Company's sales increased 6.0% to \$2.2 billion and its comparable store sales, adjusted for a 52-week comparison, increased 4.0%.

### **Dividend**

Weis Markets' Board of Directors today increased the quarterly dividend to \$.29 per share to shareholders of record as of February 10, 2006, payable February 24, 2006.

Founded in 1912, Weis Markets, Inc. is a Mid-Atlantic supermarket company operating 158 stores in six states: Pennsylvania, Maryland, New Jersey, New York, Virginia and West Virginia. The Company also owns and operates SuperPetz, a pet supply superstore chain with 31 locations in ten states.

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*In addition to historical information, this news release may contain forward-looking statements. Any forward-looking statements contained herein are subject to certain risks and uncertainties that could cause actual results to differ materially from those projected. For example, risks and uncertainties can arise with changes in: general economic conditions, including their impact on capital expenditures; business conditions in the retail industry; the regulatory environment; rapidly changing technology and competitive factors, including increased competition with regional and national retailers; and price pressures.*

*The Company undertakes no obligation to publicly revise or update these forward-looking statements to reflect events or circumstances that arise after the date hereof other than through its periodic filings with the Securities and Exchange Commission that are available to the public.*

## Weis Markets, Inc.

## and Subsidiaries

## Comparative Summary of Unaudited Sales &amp; Earnings

## Fourth Quarter - 2005

|                            | <b>14 Week</b>              | <b>13 Week</b>              |                          |
|----------------------------|-----------------------------|-----------------------------|--------------------------|
|                            | <b>Period Ended</b>         | <b>Period Ended</b>         | <b>Increase</b>          |
|                            | <b><u>Dec. 31, 2005</u></b> | <b><u>Dec. 25, 2004</u></b> | <b><u>(Decrease)</u></b> |
| Net Sales                  | \$601,901,000               | \$537,031,000               | 12.1%                    |
| Income Before Taxes        | 27,739,000                  | 20,347,000                  | 36.3%                    |
| Provision for Income Taxes | <u>9,375,000</u>            | <u>5,249,000</u>            | <u>78.6%</u>             |
| Net Income                 | <u>\$18,364,000</u>         | <u>\$15,098,000</u>         | <u>21.6%</u>             |

## Weighted-Average

|                    |            |            |          |
|--------------------|------------|------------|----------|
| Shares Outstanding | 27,030,000 | 27,059,000 | (29,000) |
|--------------------|------------|------------|----------|

## Basic and Diluted

|                    |        |        |        |
|--------------------|--------|--------|--------|
| Earnings Per Share | \$0.68 | \$0.56 | \$0.12 |
|--------------------|--------|--------|--------|

**53 Week****52 Week**

|                            | <b>Period Ended</b>         | <b>Period Ended</b>         | <b>Increase</b>          |
|----------------------------|-----------------------------|-----------------------------|--------------------------|
|                            | <b><u>Dec. 31, 2005</u></b> | <b><u>Dec. 25, 2004</u></b> | <b><u>(Decrease)</u></b> |
| Net Sales                  | \$2,222,598,000             | \$2,097,712,000             | 6.0%                     |
| Income Before Taxes        | 99,306,000                  | 87,603,000                  | 13.4%                    |
| Provision for Income Taxes | <u>35,885,000</u>           | <u>30,412,000</u>           | <u>18.0%</u>             |
| Net Income                 | <u>\$63,421,000</u>         | <u>\$57,191,000</u>         | <u>10.9%</u>             |

## Weighted-Average

|                    |            |            |          |
|--------------------|------------|------------|----------|
| Shares Outstanding | 27,034,000 | 27,098,000 | (64,000) |
|--------------------|------------|------------|----------|

## Basic and Diluted

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Earnings Per Share

\$2.35

\$2.11

\$0.24