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HARSCO CORP
Form 8-K
September 01, 2004

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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

AUGUST 27, 2004
(Date of earliest event reported)

HARSCO CORPORATION
(Exact name of registrant as specified in its charter)

| | | |
|---|------------------------------------|---|
| DE (State or other jurisdiction of incorporation) | 1-3970 (Commission File Number) | 23-1483991 (I.R.S. Employer Identification No.) |
|---|------------------------------------|---|

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|---|--------------------------|
| P.O. BOX 8888 CAMP HILL, PENNSYLVANIA (Address of principal executive offices) | 17001-8888 (Zip Code) |
|---|--------------------------|

Registrant's telephone number, including area code 717-763-7064

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))
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ITEM 1.01 ENTRY INTO A MATERIAL DEFINITIVE AGREEMENT

As previously announced by the Company, Kathy G. Eddy was named to the Company's Board of Directors effective August 1, 2004. On August 27, 2004, the Company and Kathy G. Eddy executed a Director Indemnity Agreement. Under the Indemnity Agreement, the Company will indemnify Ms. Eddy for certain costs and expenses incurred as a director. The Agreement also specifies limits to the Company's indemnification obligation. The Agreement remains in effect during Ms. Eddy's term as a director of the Company, unless terminated pursuant to its terms. A copy of the agreement is attached hereto and incorporated by reference herein as Exhibit 10.

ITEM 9.01. FINANCIAL STATEMENTS AND EXHIBITS

(c) Exhibit 10. Indemnification Agreement

EXHIBIT INDEX

10. Indemnification Agreement

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.

HARSCO CORPORATION
(Registrant)

DATE: September 1, 2004

/S/ Salvatore D. Fazzolari

Salvatore D. Fazzolari
Senior Vice President, Chief Financial
Officer and Treasurer