

Edgar Filing: COMMERCIAL METALS CO - Form 8-K

COMMERCIAL METALS CO  
Form 8-K  
November 07, 2003

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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

Date of Report (Date of earliest event reported): November 7, 2003

COMMERCIAL METALS COMPANY  
(Exact name of registrant as specified in its charter)

|   |                                    |   |
|---|------------------------------------|---|
| DELAWARE<br>(State or other jurisdiction of<br>incorporation) | 1-4304<br>(Commission File Number) | 75-0725338<br>(I.R.S. Employer<br>Identification No.) |
|---|------------------------------------|---|

|   |                     |
|---|---------------------|
| 6565 N. MACARTHUR BLVD.<br>IRVING, TEXAS<br>(Address of principal<br>executive offices) | 75039<br>(Zip Code) |
|---|---------------------|

Registrant's telephone number, including area code: (214) 689-4300

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ITEM 5. OTHER EVENTS.

On November 7, 2003, Commercial Metals Company announced the expiration of cash tender offer for its outstanding 7.20% Notes due 2005. A copy of the press release is attached as Exhibit 99.1 to this report and is incorporated herein by reference under Item 5.

ITEM 7. FINANCIAL STATEMENTS, PRO FORMA FINANCIAL INFORMATION AND EXHIBITS.

(c) Exhibits

99.1 Press Release dated November 7, 2003.

ITEM 9. REGULATION FD DISCLOSURE.

The Company is furnishing the following information pursuant to Regulation FD: "As part of our overall business strategy, we pursue acquisitions of and investments in complementary companies. We are currently participating in negotiations regarding a potential acquisition of another company for a cash purchase price of approximately \$50 million. The transaction is subject to the

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negotiation of definitive agreements and other conditions and approvals. We can give no assurance whether these negotiations will be concluded or whether this transaction will be completed."

The information in this Item 9 shall not be deemed "filed" for purposes of Section 18 of the Securities Exchange Act of 1934, as amended, and is not incorporated by reference into any filing of the Company, whether made before or after the date hereof, regardless of any general incorporation language in such filing.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, as amended, the registrant has duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

COMMERCIAL METALS COMPANY

By: /s/ WILLIAM B. LARSON

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Name: William B. Larson

Title: Vice President and Chief Financial Officer

Date: November 7, 2003

EXHIBIT INDEX

Exhibit No.

Description of Exhibit

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99.1

Press Release dated November 7, 2003.