

Edgar Filing: ACUITY BRANDS INC - Form POS AM

ACUITY BRANDS INC  
Form POS AM  
July 22, 2005

As filed with the Securities and Exchange Commission on July 22, 2005  
REGISTRATION NO. 333-74242

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SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, D.C. 20549

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POST EFFECTIVE AMENDMENT NO. 1  
TO  
FORM S-8  
REGISTRATION STATEMENT UNDER  
THE SECURITIES ACT OF 1933

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ACUITY BRANDS, INC.  
(Exact name of registrant as specified in its charter)

DELAWARE  
(State or other jurisdiction of  
incorporation or organization)

58-2632672  
(I.R.S. Employer  
Identification No.)

ACUITY BRANDS, INC.  
1170 PEACHTREE STREET, N.E.  
SUITE 2400  
ATLANTA, GEORGIA 30309  
(404) 853-1400  
(Address, including zip code, of registrant's principal executive offices)

ACUITY LIGHTING GROUP, INC. PROFIT SHARING RETIREMENT PLAN  
FOR SALARIED EMPLOYEES  
ZEP MANUFACTURING COMPANY 401(k) PLAN  
SELIG CHEMICAL INDUSTRIES RETIREMENT PLAN  
ACUITY BRANDS, INC. 401(k) PLAN FOR CORPORATE EMPLOYEES  
ACUITY LIGHTING GROUP, INC. 401(k) PLAN FOR HOURLY EMPLOYEES  
ENFORCER PRODUCTS 401(k) PLAN  
HOLOPHANE DIVISION OF ACUITY LIGHTING GROUP 401(k) PLAN FOR HOURLY EMPLOYEES  
HOLOPHANE DIVISION OF ACUITY LIGHTING GROUP 401(k) PLAN FOR HOURLY EMPLOYEES  
COVERED BY A COLLECTIVE BARGAINING AGREEMENT

(Full title of plans)

KENYON W. MURPHY  
SENIOR VICE PRESIDENT AND GENERAL COUNSEL  
ACUITY BRANDS, INC.  
1170 PEACHTREE STREET, N.E.  
SUITE 2400  
ATLANTA, GEORGIA 30309  
(404) 853-1400

(Name, address, including zip code, and telephone  
number, including area code, of agent for service)

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POST EFFECTIVE AMENDMENT NO. 1 - EXPLANATORY NOTE

Acuity Brands, Inc. (the "Registrant") is filing this post-effective amendment to its Registration Statement on Form S-8, Registration No. 333-74242 (the "Registration Statement"), filed on November 30, 2001 with the Securities and Exchange Commission, to deregister an aggregate of 423,768 shares of common stock, par value \$0.01 per share ("Common Stock"), along with the preferred stock purchase rights, no par value ("Rights"), associated therewith, previously registered on the Registration Statement and issuable under the Acuity Brands, Inc. 401(k) Plan for Corporate Employees and the Acuity Lighting Group, Inc. Profit Sharing Retirement Plan for Salaried Employees. This Post-Effective Amendment No. 1 also deregisters the plan interests ("Plan Interests") in such plans.

The remaining shares of Common Stock, Rights associated therewith and Plan Interests in the Employee Benefit Plans registered on the Registration Statement in connection with the Zep Manufacturing Company 401(k) Plan, Selig Chemical Industries Retirement Plan, Acuity Lighting Group, Inc. 401(k) Plan for Hourly Employees, Enforcer Products 401(k) Plan, Holophane Division of Acuity Lighting Group 401(k) Plan for Hourly Employees, and Holophane Division of Acuity Lighting Group 401(k) Plan for Hourly Employees Covered by a Collective Bargaining Agreement, as applicable, shall be unaffected by this Post-Effective Amendment No. 1 to the Registration Statement.

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Item 8.	Exhibits.
Exhibit	Description
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24.1 *	Powers of Attorney

\* Filed herewith

SIGNATURES

Pursuant to the requirements of the Securities Act of 1933, Acuity Brands, Inc. has duly caused this Post -Effective Amendment to the Registration Statement to be signed on its behalf by the undersigned, thereunto duly authorized, in the City of Atlanta, State of Georgia, on this 22nd day of July, 2005.

ACUITY BRANDS, INC.

By: /s/ Kenyon W. Murphy

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Kenyon W. Murphy  
Senior Vice President and  
General Counsel

KNOW ALL MEN BY THESE PRESENTS, pursuant to the requirements of the Securities Act of 1933, this Post-Effective Amendment to the Registration Statement has been signed by the following persons in the capacities indicated on July 22, 2005.

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Signature	Title
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Vernon J. Nagel	Chairman and Chief Executive Officer
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Karen J. Holcom	Vice President and Controller; Interim Chief Financial Officer
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Peter C. Browning	Director
*	
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John L. Clendenin	Director
*	
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Jay M. Davis	Director
*	
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Earnest W. Deavenport, Jr.	Director
*	
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Robert F. McCullough	Director
*	
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Julia B. North	Director
*	
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Ray M. Robinson	Director
*	
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Neil Williams	

\* By: /s/ Kenyon W. Murphy

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 Kenyon W. Murphy  
 Attorney-in-Fact

Pursuant to the requirements of the Securities Act of 1933, the trustees (or other persons who administer the employee benefit plan) have duly caused this Post Effective Amendment to the Registration Statement to be signed on its behalf by the undersigned, thereunto duly authorized, in the City of Atlanta, State of Georgia on the 22nd day of July, 2005.

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ACUITY LIGHTING GROUP, INC. PROFIT  
SHARING RETIREMENT PLAN FOR SALARIED  
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ZEP MANUFACTURING COMPANY 401(K) PLAN

SELIG CHEMICAL INDUSTRIES RETIREMENT  
PLAN

ACUITY BRANDS, INC. 401(K) PLAN FOR  
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ACUITY LIGHTING GROUP, INC. 401(K) PLAN  
FOR HOURLY EMPLOYEES

ENFORCER PRODUCTS 401(K) PLAN

HOLOPHANE DIVISION OF ACUITY LIGHTING  
GROUP 401(K) PLAN FOR HOURLY EMPLOYEES

HOLOPHANE DIVISION OF ACUITY LIGHTING  
GROUP 401(K) PLAN FOR HOURLY EMPLOYEES  
COVERED BY A COLLECTIVE BARGAINING  
AGREEMENT

By: Acuity Brands, Inc., Administrator  
of Plans

By: /s/ Kenyon W. Murphy

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Kenyon W. Murphy  
Senior Vice President and General  
Counsel