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AMCON DISTRIBUTING CO  
Form S-4  
October 09, 2001

AS FILED WITH THE SECURITIES AND EXCHANGE COMMISSION ON OCTOBER 9, 2001

REGISTRATION NO. 333-\_\_\_\_

SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, D.C. 20549

FORM S-4  
REGISTRATION STATEMENT  
UNDER  
THE SECURITIES ACT OF 1933

AMCON DISTRIBUTING COMPANY  
(EXACT NAME OF REGISTRANT AS SPECIFIED IN ITS CHARTER)

|  |  |   |
|--|--|---|
| DELAWARE<br>(STATE OR OTHER JURISDICTION<br>OF INCORPORATION<br>OR ORGANIZATION) | 3841<br>(PRIMARY STANDARD<br>INDUSTRIAL CLASSIFICATION<br>CODE NUMBER) | 47-0702918<br>(IRS EMPLOYER<br>IDENTIFICATION<br>NO.) |
|--|--|---|

10228 "L" STREET  
OMAHA, NEBRASKA 68127  
(402) 331-3727  
(ADDRESS, INCLUDING ZIP CODE, AND TELEPHONE NUMBER, INCLUDING AREA CODE,  
OF REGISTRANT'S PRINCIPAL EXECUTIVE OFFICES)

KATHLEEN M. EVANS  
10228 "L" STREET  
OMAHA, NEBRASKA 68127  
(402) 331-3727  
(NAME, ADDRESS, INCLUDING ZIP CODE, AND TELEPHONE NUMBER,  
INCLUDING AREA CODE, OF AGENT FOR SERVICE)

Copies to:

|  |  |
|--|--|
| JOHN A. GRANDA, ESQ.<br>STINSON, MAG & FIZZELL, P.C.<br>1201 WALNUT STREET, SUITE 2800<br>KANSAS CITY, MISSOURI 64106<br>(816) 842-8600<br>FACSIMILE: (816) 691-3495 | RICHARD P. MANSON, ESQ.<br>SQUIRE, SANDERS & DEMPSEY<br>801 S. FIGUEROA STREET, 14TH FLOOR<br>LOS ANGELES, CA 90017<br>(213) 689-5112<br>FACSIMILE: (213) 623-4581 |
|--|--|

APPROXIMATE DATE OF COMMENCEMENT OF PROPOSED SALE OF THE SECURITIES TO THE PUBLIC: As soon as practicable after this registration statement is declared effective and all other conditions to the merger (as defined herein) have been satisfied or waived.

If the securities being registered on this Form are being offered in connection with the formation of a holding company and there is compliance with General Instruction G, check the following box. | |

If this Form is filed to register additional securities for an offering pursuant to Rule 462(b) under the Securities Act, check the following box and list the Securities Act registration statement number of the earlier effective registration statement for the same offering. | |

If this Form is a post-effective amendment filed pursuant to Rule 462(d) under the Securities Act, check the following box and list the

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Securities Act registration statement number of the earlier effective registration statement for the same offering. | |

CALCULATION OF REGISTRATION FEE

| TITLE OF EACH CLASS OF<br>SECURITIES TO BE REGISTERED | AMOUNT<br>TO BE<br>REGISTERED (1) | PROPOSED<br>MAXIMUM<br>OFFERING PRICE<br>PER UNIT |
|---|-----------------------------------|---|
| Common Stock, par value \$.01 per share.....          | 477,558 shares                    | N/A   |