FUELCELL ENERGY INC Form 8-K August 30, 2007

## UNITED STATES SECURITIES AND EXCHANGE COMMISSION WASHINGTON, DC 20549

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#### 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): August 29, 2007

## FUELCELL ENERGY, INC.

(Exact Name of Registrant as Specified in Charter)

Delaware (State or Other Jurisdiction of Incorporation) 1-14204 (Commission File Number) 06-0853042

(IRS Employer Identification No.)

3 Great Pasture Road, Danbury, Connecticut (Address of Principal Executive Offices)

06813 (Zip Code)

Registrant's telephone number, including area code: (203) 825-6000

Not Applicable

(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:

- "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 August 29, 2007, FuelCell Energy, Inc. (the "FuelCell") issued a press release announcing its financial results and accomplishments for the three and nine months ended July 31, 2007. A copy of FuelCell's press release is attached to this report as Exhibit 99.1 and incorporated herein by reference.

#### Item 9.01. Financial Statements and Exhibits.

(d) Exhibits.

Exhibit No.	<u>Description</u>
99.1	FuelCell Energy, Inc., Press Release, issued August 29, 2007.

#### **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.

FUELCELL ENERGY, INC.

Date: August 30, 2007 By: Joseph G. Mahler

Joseph G. Mahler

Senior Vice President, Chief

Financial Officer, Corporate Secretary and

Treasurer

### **EXHIBIT INDEX**

Exhibit No. Description

99.1 FuelCell Energy, Inc., Press Release, issued August 29, 2007.