

Edgar Filing: BORGWARNER INC - Form 8-K

BORGWARNER INC  
Form 8-K  
December 20, 2004

FORM 8-K

CURRENT REPORT

Pursuant to Section 13 or 15(d) of  
the Securities Exchange Act of 1934

Date of Report: December 20, 2004

BORGWARNER INC.

(Exact name of registrant as specified in its charter)

Delaware

1-12162

13-3404508

(State of Incorporation) (Commission File No.) (IRS  
Employer Identification No.)

5435 Corporate Drive, Suite 150  
Troy, MI 48098

(Address of principal executive offices)

Registrant's telephone number, including area code:  
(248) 373-5550

- 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 8.01 Other Events

On December 17, 2004, BorgWarner Germany GmbH ("BorgWarner Germany"), a wholly owned German subsidiary of BorgWarner Inc. ("BorgWarner"), received notice from the European Commission (the "EC") that the EC would not oppose BorgWarner Germany's previously announced acquisition of approximately 63% of shares of outstanding stock of Beru AG, a German publicly-traded company.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused

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this report to be signed on its behalf by the  
undersigned, hereunto duly authorized.

BORGWARNER INC.

By:/s/ Vincent M. Lichtenberger  
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Vincent M. Lichtenberger  
Assistant Secretary

Dated: December 20, 2004