

Edgar Filing: APPLEBEES INTERNATIONAL INC - Form 8-K

APPLEBEES INTERNATIONAL INC  
Form 8-K  
April 12, 2005

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) April 8, 2005

APPLEBEE'S INTERNATIONAL, INC.

(Exact Name of Registrant as Specified in Its Charter)

DELAWARE

000-17962

43-1461763

(State or Other Jurisdiction  
of Incorporation)

(Commission  
File Number)

(IRS Employer  
Identification No.)

4551 W. 107th Street, Overland Park, Kansas

66207

(Address of Principal Executive Offices)

(Zip Code)

(913) 967-4000

(Registrant's Telephone Number, Including Area Code)

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 1.01. Entry into a Material Definitive Agreement.**

On April 8, 2005, Gourmet Systems, Inc., a wholly-owned subsidiary of Applebee's International, Inc., a Delaware corporation (the "Company") executed an Asset Purchase Agreement (the "Asset Purchase Agreement") with The Ozark Apples, Inc., an existing Applebee's franchisee ("Ozark Apples"), and its shareholders to acquire twelve Applebee's Neighborhood Grill & Bar restaurants, one of which is currently under development and expected to open in June. The purchase price for the assets is \$39,500,000 in cash at closing, subject to adjustment pursuant to agreed upon prorations and adjustments. In connection with the Asset Purchase Agreement, the Company made a \$250,000 earnest money deposit for the benefit of Ozark Apples. The transaction is subject to customary closing conditions, including obtaining operating licenses and other third party consents.

On April 12, 2005, the Company intends to issue a press release with regard to the Asset Purchase Agreement. The press release is attached hereto as Exhibit 99.1.

**Item 9.01. Financial Statements and Exhibits.**

(c) Exhibits

99.1 Press release of Applebee's International, Inc., dated April 12, 2005

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**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.

Date: April 11, 2005

APPLEBEE'S INTERNATIONAL, INC.

By: /s/ Steven K. Lumpkin

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Steven K. Lumpkin  
Executive Vice President and  
Chief Financial Officer

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Exhibit Index

| <u>Exhibit Number</u> | <u>Description</u>  |
|-----------------------|---|
| 99.1                  | Press release of Applebee's International, Inc., dated April 12, 2005 |

