

ADA-ES INC  
Form 8-K  
May 09, 2013

**U.S. 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): May 8, 2013**

**ADA-ES, INC.**

(Name of registrant as specified in its charter)

**Colorado**  
(State or other jurisdiction  
of incorporation)

**000-50216**  
(Commission  
File Number)

**84-1457385**  
(I.R.S. Employer  
Identification Number)

**9135 S. Ridgeline Boulevard,**

**80129**

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**Suite 200, Highlands Ranch, Colorado**  
(Address of principal executive offices)

(Zip Code)

**Registrant's telephone number, including area code: (303)734-1727**

**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 May 8, 2013, we issued a press release announcing our financial results for the quarter ended March 31, 2013. A copy of the press release is furnished as Exhibit 99.1 to this report. The Company is also presenting select financial information highlighted during the Company's first quarter earnings conference call. A copy of the select information is furnished as Exhibit 99.2 to this report and will also be furnished through the Company's website at [www.adaes.com](http://www.adaes.com).

In accordance with General Instruction B.2 of Form 8-K, the information in this Current Report on Form 8-K, including Exhibits 99.1 and 99.2, shall not be deemed to be filed for purposes of Section 18 of the Securities Exchange Act of 1934, as amended (the Exchange Act), or otherwise subject to the liability of that section, and shall not be incorporated by reference into any registration statement or other document filed under the Securities Act of 1933, as amended, or the Exchange Act, except as may be expressly set forth by specific reference in such filing.

**Item 9.01. Financial Statements and Exhibits**

(d) The following items are furnished as exhibits to this report:

99.1 Press Release, ADA-ES Announces First Quarter 2013 Results, dated May 8, 2013.

99.2 Select Financial Information, First Quarter 2013 Earnings Conference Call.

**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrant duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

Date: May 9, 2013

**ADA-ES, Inc.**

Registrant

/s/ Mark H. McKinnies

Mark H. McKinnies

Senior Vice President and Chief Financial Officer

**INDEX TO EXHIBITS**

| <b>Exhibit No.</b> | <b>Description</b>   |
|--------------------|--|
| 99.1               | Press Release, ADA-ES Announces First Quarter 2013 Results, dated May 8, 2013. |
| 99.2               | Select Financial Information, First Quarter 2013 Earnings Conference Call.     |