

BRANTLEY CAPITAL CORP

Form DEFA14A

August 09, 2002

**SCHEDULE 14A**  
**(RULE 14a-101)**  
**INFORMATION REQUIRED IN PROXY STATEMENT**  
**SCHEDULE 14A INFORMATION**  
**PROXY STATEMENT PURSUANT TO SECTION 14(a) OF THE SECURITIES**  
**EXCHANGE ACT OF 1934**

Filed by the Registrant ☒

Filed by a Party other than the Registrant ☐

Check the appropriate box:

- ☐ Preliminary Proxy Statement
- ☐ Confidential, for Use of the Commission Only (as permitted by Rule 14a-6(e)(2))
- ☐ Definitive Proxy Statement
- ☒ Definitive Additional Materials
- ☐ Soliciting Material Pursuant to Section 240.14a-11c or Section 240.14a-12

**BRANTLEY CAPITAL CORPORATION**

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(Name of Registrant as Specified In Its Charter)

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(Name of Person(s) Filing Proxy Statement)

Payment of Filing Fee (Check the appropriate box):

- ☒ No fee required.
- ☐ Fee computed on table below per Exchange Act Rules 14a-6(i)(1) and 0-11.

1) Title of each class of securities to which transaction applies:

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2) Aggregate number of securities to which transaction applies:

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3) Per unit price or other underlying value of transaction computed pursuant to Exchange Act Rule 0-11 (set forth the amount on which the filing fee is calculated and state how it was determined):

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4) Proposed maximum aggregate value of transaction:

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5) Total fee paid:

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☐ Fee paid previously with preliminary materials.

☐ Check box if any part of the fee is offset as provided by Exchange Act Rule 0-11(a)(2) and identify the filing for which the offsetting fee was paid previously. Identify the previous filing by registration statement number, or the Form or Schedule and the date of its filing.

1) Amount Previously Paid:

2) Form, Schedule or Registration Statement No.:

3) Filing Party:

4) Date Filed:

**FOR IMMEDIATE RELEASE**

**BRANTLEY CAPITAL CORPORATION CLARIFIES THAT INVESTOR  
RICHARD BARONE VOTES ONLY 0.5% OF BRANTLEY OUTSTANDING SHARES**

**CLEVELAND, August 8, 2002** Brantley Capital Corporation (Nasdaq: BBDC) today issued the following statement:

As reported in his most recent Schedule 13D filed with the Securities and Exchange Commission, Richard Barone has voting authority over only 20,000 shares, representing just 0.5% of Brantley's outstanding shares. We have been advised by Fifth Third Bancorp that neither Richard Barone nor Denis Amato has any authority to vote the remaining 425,580 Brantley shares, or 11.2% of Brantley's shares outstanding, held by Fifth Third.

We believe it is simply inappropriate for Denis Amato and Richard Barone to speculate on how Brantley shares held by Fifth Third Bancorp clients over which neither of them has any voting control will be voted at the Annual Meeting.

Unlike Richard Barone and dissident stockholder Phil Goldstein, Brantley has in place a carefully studied and clearly defined strategic plan designed to enhance value for all stockholders. Brantley's Board and management have been communicating and will continue to communicate the benefits of that plan to all shareholders and we are confident that Brantley stockholders will recognize the merits of our plan.

**FORWARD-LOOKING STATEMENTS**

The information contained in this press release contains forward-looking statements. These forward-looking statements are subject to inherent uncertainties in predicting future results and conditions. Certain factors could cause actual results and conditions to differ materially from those projected in these forward-looking statements, and these factors are enumerated in the company's periodic filings with the Securities and Exchange Commission.

**About Brantley Capital Corporation**

Brantley Capital Corporation is a publicly traded business development company primarily providing equity and long-term debt financing to small and medium-sized private companies throughout the United States. The Company's investment objective is to achieve long-term capital appreciation in the value of its investments and to provide current income primarily from interest, dividends and fees paid by its portfolio companies. For further information, please visit the Company's website at <http://www.BrantleyCapital.com>.

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