

DEAN FOODS CO  
Form 8-K  
November 04, 2008

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**UNITED STATES SECURITIES AND EXCHANGE COMMISSION**  
**Washington, DC 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):**  
**November 4, 2008 (November 4, 2008)**  
**Dean Foods Company**  
**(Exact name of registrant as specified in its charter)**

Delaware

1-12755

75-2559681

**(State or other Jurisdiction of  
Incorporation)**

**(Commission File Number)**

**(IRS Employer  
Identification No.)**

2515 McKinney Avenue, Suite 1200

Dallas, Texas 75201

**(Address of principal executive offices) (Zip code)**

**Registrant's telephone number, including area code:**

(214) 303-3400

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 (*see* General Instruction A.2. below):

- 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))
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**Item 2.02 Results of Operations and Financial Condition**

Attached as Exhibit 99.1 is the registrant's earnings release for the third quarter of 2008, issued November 4, 2008. This release shall not be deemed filed for the purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or otherwise incorporated by reference into any filing pursuant to the Securities Act of 1933, or the Securities Exchange Act of 1934, as amended, except as otherwise expressly stated in such filing.

**Item 9.01 Financial Statements and Exhibits**

(d) Exhibits

99.1 Earnings Release issued November 4, 2008

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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 thereunto duly authorized.

Dated: November 4, 2008

DEAN FOODS COMPANY

By: /s/ Ronald L. McCrummen  
Ronald L. McCrummen  
*Senior Vice President and  
Chief Accounting Officer*

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**EXHIBIT INDEX**

**EXHIBIT  
NUMBER DESCRIPTION**

99.1 Earnings Release issued November 4, 2008

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