

Edgar Filing: BRIGHTPOINT INC - Form 8-K

BRIGHTPOINT INC  
Form 8-K  
August 12, 2005

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) August 11, 2005  
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BRIGHTPOINT, INC.  
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(Exact Name of Registrant as Specified in Its Charter)

Indiana  
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(State or Other Jurisdiction of Incorporation)

0-23494  
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35-1778566  
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(Commission File Number)

(IRS Employer Identification No.)

501 Airtech Parkway, Plainfield, Indiana  
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46168  
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(Address of Principal Executive Offices)

(Zip Code)

(317) 707-2355  
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(Registrant's Telephone Number, Including Area Code)

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(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 (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 8.01 OTHER EVENTS

On August 11, 2005, with an effective date of August 12, 2005, Robert J. Laikin, the Chief Executive Officer and Chairman of the Board of Brightpoint, Inc. (the "Company"), J. Mark Howell, the Company's President, and Steven E. Fivel the Company's Executive Vice President, General Counsel and Secretary each entered into a Sales Plan with a brokerage firm under Securities Exchange Act Rule 10b5-1. Such plans allow a corporate insider to gradually diversify holdings of his company's common stock while minimizing any market effects of such trades by spreading them out over an extended period of time and eliminating any market concern that such trades were made by a person while in possession of material nonpublic information. Consistent with Rule 10b5-1, the Company's guidelines permit personnel to implement 10b5-1 trading plans provided that, among other things, they are not in possession of any material nonpublic information at the time that they adopt such plans.

Pursuant to the 10b5-1 plans entered into by Messrs. Laikin, Howell and Fivel, up to 214,278, 127,615 and 79,284 shares of the Company's common stock, respectively, may be traded upon exercise of the vested stock options contributed to their respective 10b5-1 plans. All sales under the 10b5-1 plans are subject to the terms and conditions thereof, including predetermined minimum price conditions, and a maximum number of shares that can be sold per month. The 10b5-1 plans for Messrs. Laikin and Howell have a term of two years. Mr. Fivel's 10b5-1 plan has a term of one year.

### 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.

BRIGHTPOINT, Inc.  
(Registrant)

By: /s/ David P. O'Connell

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David P. O'Connell  
Vice President Treasury, Taxation and  
Risk Management

Date: August 12, 2005