

Edgar Filing: ASSISTED LIVING CONCEPTS INC - Form 8-K

ASSISTED LIVING CONCEPTS INC

Form 8-K

July 29, 2003

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UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, D.C. 20549

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FORM 8-K

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CURRENT REPORT

PURSUANT TO SECTION 13 OR 15(D) OF THE SECURITIES EXCHANGE ACT OF 1934

July 28, 2003

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Date of report (Date of earliest event reported)

ASSISTED LIVING CONCEPTS, INC.  
(exact name of registrant as specified in its charter)

NEVADA	1-13498	93-1148702
----- (State or other jurisdiction of incorporation or organization)	----- Commission File Number	----- (I.R.S. Employer Identification Number)

1349 Empire Central, Suite 900, Dallas, Texas 75247

-----  
(Address of Principal Executive Offices) (Zip Code)

(214) 424-4000

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(Registrant's telephone number, including area code)

Not Applicable

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(Former name or former address, if changed since last report.)

TABLE OF CONTENTS

ITEM 5. OTHER EVENTS AND REGULATION FD DISCLOSURE.....1

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SIGNATURES.....2  
EXHIBIT INDEX.....3  
EXHIBIT 99.....4

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-4-

INFORMATION TO BE INCLUDED IN THE REPORT

Item 5. Other Events and Regulation FD Disclosure.

Assisted Living Concepts, Inc. (ASLC) announced today that it received a Notice from BNY Midwest Trust Company, the Trustee under the Indentures, dated January 1, 2002 (the "Indentures") indicating that the Default referenced in the Trustee's earlier Notice of Default regarding the annual opinion requirement has been cured. The Company has delivered to the Trustee the annual opinions stating that all filings, recordings or other actions that are necessary to maintain the Liens under the Collateral Documents (as defined in the Indenture) have been done, or that no such action is required.

The Indentures pertain to the 10% Senior Secured Notes due 2009 (the "Senior Notes") and the Junior Secured Notes due 2012 (the "Junior Notes"). The Company has been informed that the Trustee will also be notifying the Note Holders of the Senior Notes and Junior Notes that the Default has been cured.

The Company has issued a press release relating to these events, a copy of which is attached hereto as Exhibit 99.

Certain statements contained in this press release and statements made by or on behalf of Assisted Living Concepts, Inc. relating hereto, including, without limitation, statements containing the words "will," "believes," "expects," "estimates," "should," and words of similar import may be deemed to constitute forward-looking statements made pursuant to the safe harbor provisions of the Private Securities Litigation Reform Act of 1995. These forward-looking statements may be affected by risks and uncertainties and other risks and uncertainties contained in the Company's filings with the Securities and Exchange Commission. The Company does not undertake any obligation to publicly release any revisions to any forward-looking statements contained herein to reflect events and circumstances occurring after the date hereof or to reflect the occurrence of unanticipated events.

EXHIBIT NO.DOCUMENT DESCRIPTION

99 Press Release of Assisted Living Concepts, Inc., dated July 28, 2003.

SIGNATURES

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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.

ASSISTED LIVING CONCEPTS, INC.

By: /s/ Matthew G. Patrick

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Name: Matthew G. Patrick  
Title: Senior Vice President,  
Chief Financial Officer,  
Secretary and Treasurer

Date: July 28, 2003

### EXHIBIT INDEX

#### EXHIBIT NO. DOCUMENT DESCRIPTION

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