

COEUR D ALENE MINES CORP

Form SC 13G

March 03, 2003

OMB APPROVAL
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UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

SCHEDULE 13G

Under the Securities Exchange Act of 1934
(Amendment No.)*

Coeur d Alene Mines Corporation

(Name of Issuer)

Common Stock, par value \$1.00 per share

(Title of Class of Securities)

192108108

(Cusip Number)

February 21, 2003

(Date of Event Which Requires Filing of this Statement)

Check the appropriate box to designate the rule pursuant to which this Schedule is filed:

☐ Rule 13d-1 (b)

☒ Rule 13d-1 (c)

☐ Rule 13d-1 (d)

*The remainder of this cover page shall be filled out for a reporting person's initial filing on this form with respect to the subject class of securities, and for any subsequent amendment containing information which would alter the disclosures provided in a prior cover page.

The information required in the remainder of this cover page shall not be deemed to be filed for the purpose of Section 18 of the Securities Exchange Act of 1934 or otherwise subject to the liabilities of that section of the Act but shall be subject to all other provisions of the Act (however, see the notes).

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CUSIP No. 192108108

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- | | |
|------------------------------|--|
| 1. Name of Reporting Person: | I.R.S. Identification Nos. of above persons (entities only): |
| JMB Capital Partners, L.P. | |
-

-
2. Check the Appropriate Box if a Member of a Group:

(a) ☐(b) ☒

-
3. SEC Use Only:
-

-
4. Citizenship or Place of Organization:
California
-

Number of Shares Beneficially Owned by Each Reporting Person With	<p>5. Sole Voting Power: 11,604,977 (See Item 4)</p> <hr/> <p>6. Shared Voting Power: 0</p> <hr/> <p>7. Sole Dispositive Power: 11,604,977 (See Item 4)</p> <hr/> <p>8. Shared Dispositive Power: 0</p> <hr/>
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-
9. Aggregate Amount Beneficially Owned by Each Reporting Person:
11,604,977 (See Item 4)
-

-
10. Check if the Aggregate Amount in Row (9) Excludes Certain Shares:
☐
-

11.

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Percent of Class Represented by Amount in Row (9):
7.8% (See Item 4)

12. Type of Reporting Person:
PN

2

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CUSIP No. 192108108

1. Name of Reporting Person:	I.R.S. Identification Nos. of above persons (entities only):
Smithwood Partners, LLC	

2. Check the Appropriate Box if a Member of a Group:

(a) ☐

(b) ☒

3. SEC Use Only:

4. Citizenship or Place of Organization:
California

Number of Shares Beneficially Owned by Each Reporting Person With	<p>5. Sole Voting Power: 11,604,977 (See Item 4)</p> <hr/> <p>6. Shared Voting Power: 0</p> <hr/> <p>7. Sole Dispositive Power: 11,604,977 (See Item 4)</p> <hr/> <p>8. Shared Dispositive Power: 0</p> <hr/>
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9. Aggregate Amount Beneficially Owned by Each Reporting Person:
11,604,977 (See Item 4)

10. Check if the Aggregate Amount in Row (9) Excludes Certain Shares:
☐

11.

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Percent of Class Represented by Amount in Row (9):
7.8% (See Item 4)

12. Type of Reporting Person:
OO

3

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CUSIP No. 192108108

1. Name of Reporting Person: Jonathan Brooks I.R.S. Identification Nos. of above persons (entities only):

2. Check the Appropriate Box if a Member of a Group:

(a) ☐

(b) ☒

3. SEC Use Only:

4. Citizenship or Place of Organization: United States

Number of
Shares
Beneficially
Owned by
Each
Reporting
Person With

5. Sole Voting Power:
11,604,977 (See Item 4)

6. Shared Voting Power:
0

7. Sole Dispositive Power:
11,604,977 (See Item 4)

8. Shared Dispositive Power:
0

9. Aggregate Amount Beneficially Owned by Each Reporting Person:
11,604,977 (See Item 4)

10. Check if the Aggregate Amount in Row (9) Excludes Certain Shares:
☐

11.

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Percent of Class Represented by Amount in Row (9):
7.8% (See Item 4)

12. Type of Reporting Person:
IN

4

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CUSIP No. 192108108

-
- | | | |
|----|---|--|
| 1. | Name of Reporting Person:
Bear Stearns Securities Corp. FBO
Jonathan Brooks IRA | I.R.S. Identification Nos. of above persons (entities only): |
|----|---|--|
-

-
2. Check the Appropriate Box if a Member of a Group:
- (a) ☐
- (b) ☒
-

-
3. SEC Use Only:
-

-
4. Citizenship or Place of Organization:
California
-

Number of Shares Beneficially Owned by Each Reporting Person With	5. Sole Voting Power: 11,604,977 (See Item 4)
	6. Shared Voting Power: 0
	7. Sole Dispositive Power: 11,604,977 (See Item 4)
	8. Shared Dispositive Power: 0

-
9. Aggregate Amount Beneficially Owned by Each Reporting Person:
11,604,977 (See Item 4)
-

-
10. Check if the Aggregate Amount in Row (9) Excludes Certain Shares:
☐
-

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11. Percent of Class Represented by Amount in Row (9):
7.8% (See Item 4)

-
12. Type of Reporting Person:
OO
-

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Item 1.

- (a) Name of Issuer:
Coeur d Alene Mines Corporation
- (b) Address of Issuer's Principal Executive Offices:
505 Front Avenue
P.O. Box I
Coeur d Alene, Idaho 83816

Item 2.

- (a) Name of Person Filing:
(i) JMB Capital Partners, L.P., a California limited partnership, (ii) Smithwood Partners, LLC, a California limited liability company, (iii) Jonathan Brooks, an individual and (iv) Bear Stearns Securities Corp. FBO Jonathan Brooks IRA
- (b) Address of Principal Business Office or, if none, Residence:
1999 Avenue of the Stars, Suite 2040
Los Angeles, California 90067
- (c) Citizenship:
See row 4 of each filer's cover page
- (d) Title of Class of Securities:
Common Stock, par value \$1.00 per share
- (e) CUSIP Number:
192108108

Item 3. If this statement is filed pursuant to §§240.13d-1(b) or 240.13d-2(b) or (c), check whether the person filing is a:

- (a) ☐ Broker or dealer registered under section 15 of the Act (15 U.S.C. 78o).
- (b) ☐ Bank as defined in section 3(a)(6) of the Act (15 U.S.C. 78c).
- (c) ☐ Insurance company as defined in section 3(a)(19) of the Act (15 U.S.C. 78c).
- (d) ☐ Investment company registered under section 8 of the Investment Company Act of 1940 (15 U.S.C. 80a-8).
- (e) ☐ An investment adviser in accordance with §240.13d-1(b)(1)(ii)(E);
- (f) ☐ An employee benefit plan or endowment fund in accordance with §240.13d-1(b)(1)(ii)(F);
- (g) ☐ A parent holding company or control person in accordance with § 240.13d-1(b)(1)(ii)(G);
- (h) ☐ A savings associations as defined in Section 3(b) of the Federal Deposit Insurance Act (12 U.S.C. 1813);
- (i) ☐ A church plan that is excluded from the definition of an investment company under section 3(c)(14) of the Investment Company Act of 1940 (15 U.S.C. 80a-3);

- (j) o Group, in accordance with §240.13d-1(b)(1)(ii)(J).

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Item 4. Ownership.

(a) Amount beneficially owned:

11,604,977 shares of common stock as follows: (i) 1,228,925 shares issuable to Bear Stearns Securities Corp. FBO Jonathan Brooks IRA (Jonathan Brooks IRA) upon conversion of \$1,968,000 principal amount of 9% Convertible Senior Subordinated Notes due 2007 (the Notes) issued to Jonathan Brooks IRA pursuant to that certain indenture, dated as of February 26, 2003 (the Indenture), between Coeur d Alene Mines Corporation and The Bank of New York, (ii) 8,590,608 shares issuable to JMB Capital Partners, L.P. upon conversion of \$13,757,000 principal amount of the Notes issued to JMB Capital Partners, L.P., pursuant to the Indenture, (iii) 221,206 additional shares issuable to Jonathan Brooks IRA upon conversion of the Notes pursuant to the Indenture, (iv) 1,546,310 additional shares issuable to JMB Capital Partners, L.P. upon conversion of the Notes pursuant to the Indenture and (v) 17,928 shares issuable to JMB Capital Partners, L.P. upon conversion of \$462,000 principal amount of 6 3/8% Convertible Subordinated Debentures due 2004 (the Debentures) pursuant to that certain Indenture, dated as of January 26, 1994 between Coeur D Alene Mines Corporation and Bankers Trust Company, at a conversion price of \$25.77 per share. A conversion rate of \$1.6014 principal amount per share of common stock was used for the calculations of additional shares in clauses (iii) and (iv) above (the initial conversion price set forth in the Indenture). The conversion calculation for the additional shares issued upon conversion of the Notes will vary based on the market price of the common stock.

(b) Percent of class:

7.8%.

(c) Number of shares as to which the person has:

(i) Sole power to vote or to direct the vote:

11,604,977

(ii) Shared power to vote or to direct the vote:

0

(iii) Sole power to dispose or to direct the disposition of:

11,604,977

(iv) Shared power to dispose or to direct the disposition of:

0

Item 5. Ownership of Five Percent or Less of a Class.

If this statement is being filed to report the fact that as of the date hereof the reporting person has ceased to be the beneficial owner of more than five percent of the class of securities, check the following o. **Item 6. Ownership of More than Five Percent on Behalf of Another Person.** Not Applicable. **Item 7. Identification and Classification of the Subsidiary Which Acquired the Security Being Reported on By the Parent Holding Company.** Not applicable. **Item 8. Identification and Classification of Members of the Group.** Not applicable. **Item 9. Notice of Dissolution of Group.** Not applicable. **Item 10. Certification.**

By signing below I certify that, to the best of my knowledge and belief, the securities referred to above were not acquired and are not held for the purpose of or with the effect of changing or influencing the control of the issuer of the securities and were not acquired and are not held in connection with or as a participant in any transaction having that purpose or effect.

A Joint Filing Agreement is attached hereto as Exhibit 1.

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SIGNATURE

After reasonable inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and correct.

Date: March 3, 2003

Company Name(s):

JMB CAPITAL
PARTNERS, L.P.
By: Smithwood Partners,
LLC

By: /s/ Jonathan Brooks

Name: Jonathan Brooks

Title: Sole Member and
Manager

SMITHWOOD
PARTNERS, LLC

By: /s/ Jonathan Brooks

Name: Jonathan Brooks

Title: Sole Member and
Manager

JONATHAN BROOKS

/s/ Jonathan Brooks

Name: Jonathan Brooks

BEAR STEARNS
SECURITIES CORP.
FBO
JONATHAN BROOKS
IRA

By: /s/ Jonathan Brooks

Name: Jonathan Brooks

Title: an individual

JOINT FILING AGREEMENT

In accordance with Rule 13d-1(k)(1) under the Securities Exchange Act of 1934, as amended, the undersigned agree that only one statement containing the information required by Schedule 13G need be filed by each of the undersigned with respect to the ownership by each of the undersigned of shares of common stock of Coeur d Alene Mines Corporation. This Agreement may be executed in any number of counterparts, each of which shall be deemed an original.

Date: March 3, 2003

Company Name(s):

JMB CAPITAL
PARTNERS, L.P.
By: Smithwood Partners,
LLC

By: /s/ Jonathan Brooks

Name: Jonathan Brooks

Title: Sole Member and
Manager

SMITHWOOD
PARTNERS, LLC

By: /s/ Jonathan Brooks

Name: Jonathan Brooks

Title: Sole Member and
Manager

JONATHAN BROOKS

/s/ Jonathan Brooks

Name: Jonathan Brooks

BEAR STEARNS
SECURITIES CORP.
FBO
JONATHAN BROOKS
IRA

By: /s/ Jonathan Brooks

Name: Jonathan Brooks

Title: an individual

