

Edgar Filing: NATIONAL BEVERAGE CORP - Form 8-K

NATIONAL BEVERAGE CORP  
Form 8-K  
July 11, 2007

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): July 11, 2007  
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National Beverage Corp.

-----  
(Exact Name of Registrant as Specified in Its Charter)

Delaware

-----  
(State or Other Jurisdiction of Incorporation)

1-14170

59-2605822

-----  
(Commission File Number)

(IRS Employer Identification No.)

One North University Drive  
Fort Lauderdale, Florida

33324

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

(Zip Code)

(954) 581-0922

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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 July 11 2007, National Beverage Corp. issued a news release related to an Opinion issued by the Ninth Circuit Court of Appeals in favor of National Beverage. This release is furnished herewith as Exhibit 99.1 hereto.

### Item 9.01 Financial Statements and Exhibits

(c) Exhibit 99.1 Press release dated July 11, 2007 including the Opinion of the United States Court of Appeals for the Ninth Circuit.

#### 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.

National Beverage Corp.

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(Registrant)

Date: July 11, 2007

/s/ Dean A. McCoy

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Dean A. McCoy  
Senior Vice President -  
Chief Accounting Officer

#### EXHIBIT INDEX

99.1 Press release dated July 11, 2007