

GENERAL DYNAMICS CORP
Form 8-K
September 07, 2005

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 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) September 7, 2005 (September 6, 2005)

GENERAL DYNAMICS CORPORATION

(Exact Name of Registrant as Specified in Its Charter)

Delaware

(State or Other Jurisdiction
of Incorporation)

1-3671

(Commission File Number)

13-1673581

(IRS Employer
Identification No.)

2941 Fairview Park Drive Suite 100

Falls Church, Virginia

(Address of Principal Executive Offices)

22042-4513

(Zip Code)

(703) 876-3000

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(Registrant's Telephone Number, Including Area Code)

Not Applicable

(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:

- ☐ 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 September 6, 2005, the jury in *Final Analysis Communication Services, Inc. (FACS) v. General Dynamics Corporation, et. al.* rendered a verdict against the company in the amount of \$138 million and a verdict in its favor in the amount of \$8 million on the company's counterclaims. The judge in the U.S. District Court for the District of Maryland, in which the case is pending, has not entered judgment on the jury's verdict, but rather has asked for post-trial motions and briefs from both parties to be filed over the next 150 days.

The case grows out of a suit filed in May 2003 and amended in October 2004 by FACS, alleging the company breached contracts among the company, FACS and FACS's then-corporate parent, Final Analysis, Inc. (FAI), a Maryland corporation. FAI is currently a debtor in the Bankruptcy Court for the District of Maryland.

General Dynamics believes the jury's verdict is not supported by the evidence presented and is legally flawed. The company believes that the ultimate outcome of this matter will not have a material impact on its results of operations, financial condition or cash flows.

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 hereunto duly authorized.

GENERAL DYNAMICS CORPORATION

by /s/ John W. Schwartz

John W. Schwartz
Vice President and Controller
(Authorized Officer and Chief Accounting Officer)

Dated: September 7, 2005