

Edgar Filing: LONE STAR STEAKHOUSE & SALOON INC - Form SC 13D

LONE STAR STEAKHOUSE & SALOON INC
Form SC 13D
September 15, 2006

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

SCHEDULE 13D
UNDER THE SECURITIES EXCHANGE ACT OF 1934
(AMENDMENT NO.)*

Lone Star Steakhouse & Saloon, Inc.

(NAME OF ISSUER)

Common Stock, par value \$0.01 per share

(TITLE OF CLASS OF SECURITIES)

542307103

(CUSIP NUMBER)

JEFFREY RUIZ
Deutsche Bank AG
c/o Deutsche Bank Securities Inc.
60 Wall Street
New York, NY 10005
(212) 250-3667

(Name, Address and Telephone Number of Person Authorized to Receive Notices and Communications)

September 7, 2006

(Date of Event which Requires Filing of this Statement)

If the filing person has previously filed a statement on Schedule 13G to report the acquisition which is the subject of this Schedule 13D, and is filing this schedule because of ss.ss.240.13d-1(e), 240.13d-1(f) or 240.13d-1(g), check the following box .

Note: Schedules filed in paper format shall include a signed original and five copies of the schedule, including all exhibits. See ss.240.13d-7 for other parties to whom copies are to be sent.

*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 disclosures provided in a prior cover page.

The Information required on 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 ("Act") 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).

1 NAME OF REPORTING PERSON

Edgar Filing: LONE STAR STEAKHOUSE & SALOON INC - Form SC 13D

S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON

Deutsche Bank AG

2	CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP	(a) <input type="checkbox"/> (b) <input type="checkbox"/>

3	SEC USE ONLY	

4	SOURCE OF FUNDS (See Item 3)	WC

5	CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)	 <input type="checkbox"/>

6	CITIZENSHIP OR PLACE OF ORGANIZATION Deutsche Bank AG is organized under the laws of the Federal Republic of Germany.	

	7	SOLE VOTING POWER 2,106,091
NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH	8	SHARED VOTING POWER 0
	9	SOLE DISPOSITIVE POWER 2,106,091
	10	SHARED DISPOSITIVE POWER 0

11	AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON 2,106,091	

12	CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES	<input type="checkbox"/>

13	PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11) 9.8%	

14	TYPE OF REPORTING PERSON BK	

ITEM 1. SECURITY AND ISSUER

This statement on Schedule 13D (this "Statement") relates to shares of common stock, par value \$0.01 per share (the "Shares"), of Lone Star Steakhouse & Saloon, Inc. (the "Issuer"). The Issuer has its principal executive offices at 224 East Douglas, Suite 700, Wichita, Kansas 67202.

ITEM 2. IDENTITY AND BACKGROUND

Edgar Filing: LONE STAR STEAKHOUSE & SALOON INC - Form SC 13D

(a) This Statement is filed by Deutsche Bank AG (the "Reporting Person"). The Reporting Person is organized under the laws of the Federal Republic of Germany

(b) The address of the principal place of business of the Reporting Person is Taunusanlage 12, 60325 Frankfurt, Federal Republic of Germany.

(c) and (f) The principal business of the Reporting Person and the name, business address, principal occupation or employment and citizenship of each of the executive officers, directors, controlling persons and trustees, as applicable of the Reporting Person and each corporation and other person ultimately in control of the Reporting Person are set forth on Schedule 1 to this Schedule 13D, which is incorporated herein by reference.

(d) and (e) During the past five years, neither the Reporting Person nor, to the best knowledge of the Reporting Person, any person listed on Schedule 1 has been convicted in a criminal proceeding (excluding traffic violations and similar misdemeanors) or has been a party to a civil proceeding of a judicial or administrative body of competent jurisdiction and as a result was or is subject to a judgment, decree or final order enjoining future violations of, or prohibiting or mandating activities subject to, federal or state securities laws or finding any violation with respect to such laws.

ITEM 3. SOURCE AND AMOUNT OF FUNDS OR OTHER CONSIDERATION

The Reporting Person expended approximately \$58,220,000 of its working capital to purchase the Shares reported herein.

ITEM 4. PURPOSE OF TRANSACTION

All of the Shares reported herein as having been acquired or disposed of from the accounts of Deutsche Bank AG, London Branch were acquired or disposed of for investment purposes.

The Reporting Person qualifies as an institution that may file securities ownership reports required by the Securities Exchange Act of 1934 on Schedule 13G. At this time, however, the Reporting Person has determined to change its filing status and to file this Statement. The Issuer entered into an Agreement and Plan of Merger, dated as of August 18, 2006, by and among the Issuer, Lone Star U.S. Acquisitions LLC and COI Acquisition Corp. (the "Merger Agreement"). Although no definitive determination has yet been made, the Reporting Person may decide to vote against the transactions contemplated by the Merger Agreement and may seek appraisal of the fair value of its Shares. Moreover, the Reporting Person may, subject to compliance with applicable law, communicate with third parties or the Issuer's management and stockholders regarding one or more of the transactions described in subparagraphs (a) through (j) of Item 4 of Schedule 13D.

The Reporting Person reserves the right to acquire, or cause to be acquired, additional securities of the Issuer or derivatives or other instruments related thereto, to dispose of, or cause to be disposed, such securities, derivatives or other instruments at any time and to formulate other purposes, plans or proposals

regarding the Issuer or any of its securities, to the extent deemed advisable in light of general investment and trading policies of the Reporting Person, market conditions or other factors.

Except as set forth herein, the Reporting Person does not have any plans or proposals at this time that relate to or would result in any of the transactions

Edgar Filing: LONE STAR STEAKHOUSE & SALOON INC - Form SC 13D

described in subparagraphs (a) through (j) of Item 4 of Schedule 13D.

ITEM 5. INTEREST IN SECURITIES OF THE ISSUER

(a), (b) According to information filed by the Issuer with the Securities and Exchange Commission in its Form 10-Q for the quarter ended June 13, 2006, the number of Shares outstanding was 21,297,174 as of July 17, 2006. The Reporting Person may be deemed the beneficial owner of 2,106,091 Shares (approximately 9.8% of the total number of Shares outstanding), held for the account of Deutsche Bank AG, London Branch, over which the Reporting Person has sole voting and dispositive powers.

(c) Transactions by the Reporting Person in the Shares effected during the past sixty days are set forth in Schedule 2 to this Schedule 13D, which is incorporated by reference herein.

(d) Not applicable.

(e) Not applicable.

ITEM 6. CONTRACTS, ARRANGEMENTS, UNDERSTANDINGS, OR RELATIONSHIPS WITH RESPECT TO SECURITIES OF THE ISSUER

From time to time, the Reporting Person may lend, pledge or enter into repurchase transactions relating to portfolio securities, including the Shares, to and with brokers, banks or other financial institutions. From time to time, to the extent permitted by applicable laws, the Reporting Person may borrow securities, including the Shares, for the purpose of effecting, and may effect, short sale transactions, and may purchase securities for the purpose of closing out short positions in such securities.

Except as set forth above, the Reporting Person does not have any contracts, arrangements, understandings or relationships with respect to any securities of the Issuer.

ITEM 7. MATERIAL TO BE FILED AS EXHIBITS

Not applicable.

SIGNATURES

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: SEPTEMBER 14, 2006

DEUTSCHE BANK AG

Edgar Filing: LONE STAR STEAKHOUSE & SALOON INC - Form SC 13D

By: /s/ Jeffrey A. Ruiz

Name: Jeffrey A. Ruiz
Title: Vice President

By: /s/ Pasquale Antolino

Name: Pasquale Antolino
Title: Assistant Vice President

SCHEDULE 1

EXECUTIVE OFFICERS, DIRECTORS, CONTROLLING PERSONS AND TRUSTEES OF
DEUTSCHE BANK AG AND EACH PERSON ULTIMATELY IN CONTROL OF DEUTSCHE BANK AG

Deutsche Bank AG is organized under the laws of the Federal Republic of Germany. The principal business of Deutsche Bank AG is the provision of financial and related services. Deutsche Bank AG is the largest banking institution in the Federal Republic of Germany and is the parent company of a group consisting of banks, capital market and fund management companies, mortgage banks and property finance companies, installment financing and leasing companies, insurance companies, research and consultancy companies and other companies. Deutsche Bank AG is organized under the laws of the Federal Republic of Germany, and the address of its principal place of business is Taunusanlage 12, 60325 Frankfurt, Federal Republic of Germany.

NAME	PRESENT PRINCIPAL OCCUPATION OR EMPLOYMENT / BUSINESS ADDRESS/CITIZENSHIP
Dr. Josef Ackermann	Chairman of the Group Executive Committee and Member of the Board of Managing Directors, Deutsche Bank AG Deutsche Bank AG Taunusanlage 12 60325 Frankfurt The Federal Republic of Germany Citizenship: Swiss
Dr. Tessen von Heydebreck	Member of the Board of Managing Directors, Deutsche Bank AG Deutsche Bank AG Taunusanlage 12 60325 Frankfurt The Federal Republic of Germany

Edgar Filing: LONE STAR STEAKHOUSE & SALOON INC - Form SC 13D

Citizenship: German

 Dr.Hermann-Josef Lamberti

Member of the Board of Managing Directors,
 Deutsche Bank AG

Deutsche Bank AG
 Taunusanlage 12
 60325 Frankfurt
 The Federal Republic of Germany

Citizenship: German

 Dr. Clemens Borsig

Member of the Board of Managing Directors,
 Deutsche Bank AG

Deutsche Bank AG
 Taunusanlage 12
 60325 Frankfurt
 The Federal Republic of Germany

Citizenship: German

SCHEDULE 2 - 60 DAY TRADE HISTORY

DATE	BUY / SELL	AMOUNT	PRICE
7/5/2006	BUY	241	25.49
7/6/2006	SELL	50	25.38
7/6/2006	BUY	17,072	25.32
7/7/2006	BUY	38,613	24.98
7/7/2006	BUY	100	24.94
7/7/2006	SELL	900	25.00
7/10/2006	SELL	200	25.05
7/11/2006	BUY	800	24.65
7/11/2006	SELL	400	24.81
7/12/2006	BUY	100	24.47
7/12/2006	SELL	500	24.32
7/13/2006	BUY	200	24.08
7/13/2006	SELL	1,200	23.97
7/14/2006	BUY	300	23.48
7/17/2006	BUY	1,000	23.77
7/18/2006	BUY	1,300	24.03
7/18/2006	SELL	300	23.91
7/19/2006	SELL	100	24.13
7/19/2006	BUY	1,700	24.18
7/19/2006	BUY	100	24.42
7/20/2006	SELL	2,400	23.76
7/20/2006	BUY	500	24.33
7/21/2006	SELL	2,300	23.26
7/24/2006	BUY	900	23.14
7/25/2006	BUY	30,000	23.44
7/25/2006	SELL	400	23.37
7/25/2006	BUY	500	23.36
7/26/2006	SELL	300	23.44
7/26/2006	BUY	30,000	23.32
7/27/2006	BUY	30,000	23.30
7/27/2006	SELL	100	23.27
7/27/2006	BUY	400	23.33
7/28/2006	BUY	3,500	23.38

Edgar Filing: LONE STAR STEAKHOUSE & SALOON INC - Form SC 13D

7/28/2006	BUY	30,000	23.36
7/31/2006	BUY	21,400	23.46
7/31/2006	SELL	144	23.18
7/31/2006	BUY	300	23.44
8/01/2006	SELL	400	23.24
8/01/2006	BUY	300	23.39
8/01/2006	BUY	30,000	23.30
8/02/2006	BUY	30,000	23.99
8/02/2006	SELL	100	24.18
8/02/2006	BUY	1,000	23.69
8/03/2006	SELL	800	24.00
8/03/2006	BUY	300	24.62
8/03/2006	BUY	30,000	24.34
8/04/2006	BUY	28,600	24.64
8/04/2006	SELL	1,200	24.52
8/04/2006	SELL	2,820	24.63
8/04/2006	BUY	700	24.87
8/07/2006	SELL	400	24.49
8/07/2006	BUY	30,000	24.59
8/08/2006	BUY	30,000	24.25
8/08/2006	SELL	700	24.27
8/08/2006	BUY	300	24.33
8/09/2006	SELL	200	23.25
8/09/2006	BUY	500	24.02
8/09/2006	BUY	30,000	23.41
8/10/2006	SELL	600	22.95
8/11/2006	BUY	17,300	23.25
8/11/2006	BUY	30,000	23.39
8/14/2006	BUY	30,000	23.56
8/15/2006	SELL	30,000	23.56
8/15/2006	BUY	10,000	23.56
8/23/2006	BUY	100	27.52
8/25/2006	BUY	464	27.51
9/01/2006	BUY	1,700	27.27