

ALLIED HOLDINGS INC
Form 8-K
February 05, 2007

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) February 2, 2007

ALLIED HOLDINGS, INC.

(Exact Name of Registrant as Specified in its Charter)

Georgia

0-22276

58-0360550

(State or Other Jurisdiction
of Incorporation)

(Commission
File Number)

(IRS Employer
Identification No.)

160 Clairemont Avenue, Suite 200, Decatur, Georgia

30030

(Address of Principal Executive Offices)

(Zip Code)

Registrant's telephone number, including area code (404) 373-4285

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 February 2, 2007, Allied Holdings, Inc. (Allied or the Company) filed with the U.S. Bankruptcy Court for the Northern District of Georgia a motion to reject the Company s collective bargaining agreement with affiliates of the International Brotherhood of Teamsters (the U.S. Teamsters) pursuant to Section 1113 of the U.S. Bankruptcy Code. A copy of the motion is furnished with this Current Report as Exhibit 99.1 and is incorporated by reference into this Item 8.01.

Statements in this Current Report on Form 8-K, including the exhibits furnished herewith, that are not strictly historical are forward-looking statements. Such statements include, without limitations, any statements containing the words believe, anticipate, estimate, expect, intend, plan, seek, and similar expressions. These forward-looking statements involve a number of risks and uncertainties including risks and uncertainties relating to the following: Allied s ability to negotiate a new collective bargaining agreement with its employees in the U.S. represented by the U.S. Teamsters; the impact on the Company if the court denies Allied s motion to reject the collective bargaining agreement with the U.S. Teamsters; labor disputes involving Allied or its significant customers; the impact of the Chapter 11 proceedings and the related circumstances which could materially affect the amounts of assets and liabilities included in the consolidated financial statements or the Company s market share; risks associated with Allied s ability to obtain approval of and/or to implement its plan of reorganization; risks associated with Allied s ability to obtain exit financing to replace the Debtor-In-Possession Credit Facility; sufficient cash availability for the Company to meet its working capital need; the ability to comply with the terms of our current debt agreements and customer contracts; economic recessions or downturns in new vehicle production or sales; the highly competitive nature of the automotive distribution industry; dependence on the automotive industry and ongoing initiatives of customers to reduce costs; loss or reduction of revenues generated by the Company s major customers or the loss of any such customers; the variability of OEM production and seasonality of the automotive distribution industry; Allied s highly leveraged financial position; Allied s ability to obtain financing in the future; Allied s ability to fund future capital requirements; increased costs, capital expenditure requirements and other consequences of the Company s aging fleet of Rigs as well as Rig purchasing cycles; dependence on key personnel; and the availability of qualified drivers.

Many of these factors could cause Allied s actual results to differ materially from those suggested by the forward-looking statements and are beyond the Company s ability to control or predict. Allied cautions readers not to place undue reliance on the forward-looking statements and Allied also disclaims any obligation to update or review forward-looking statements, except as may be required by law.

Item 9.01 Financial Statements and Exhibits

(d) Exhibits

99.1 Motion to Reject Collective Bargaining Agreement with the U.S. Teamsters, as filed with the U.S. Bankruptcy Court for the Northern District of Georgia on February 2, 2007.

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.

ALLIED HOLDINGS, INC.

Dated: February 5, 2007

By: /s/ Thomas H. King

Name: Thomas H. King

Title: Executive Vice President and Chief Financial
Officer

Exhibit Index

| <u>Exhibit No.</u> | <u>Description of Exhibit</u> |
|--------------------|---|
| 99.1 | Motion to Reject Collective Bargaining Agreement with the U.S. Teamsters, as filed with the U.S. Bankruptcy Court for the Northern District of Georgia on February 2, 2007. |