

Edgar Filing: TEREX CORP - Form 8-K

TEREX CORP  
Form 8-K  
November 10, 2003

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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) November 10, 2003  
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TEREX CORPORATION

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

Delaware

1-10702

34-1531521

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

(Commission  
File Number)

(IRS Employer  
Identification No.)

500 Post Road East, Suite 320, Westport, Connecticut

06880

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(Address of Principal Executive Offices)

(Zip Code)

Registrant's telephone number, including area code (203) 222-7170  
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NOT APPLICABLE

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(Former Name or Former Address, if Changed Since Last Report)

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Item 5. Other Events.

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Terex Corporation (the "Company") issued a press release dated November 10, 2003 announcing its intention to issue approximately \$300 million principal amount of Senior Subordinated Notes due 2013. The Company stated its intention to use the net proceeds from the offering to prepay all of the remaining \$200 million principal amount of its 8.875% Senior Subordinated Notes due 2008 and to prepay \$100 million of its existing bank term loans. The Company also stated its intention to prepay an additional \$100 million in principal amount of its existing bank term loans with cash on hand. The Company intends to offer the new Senior Subordinated Notes pursuant to Rule 144A promulgated under the Securities Act of 1933, as amended (the "Act"), so that they will not initially be registered under the Act and will not be able to be offered or sold in the United States absent registration under the Act or an applicable exemption from the registration requirements.

A copy of this press release is included as Exhibit 99.1 to this Form 8-K.

Item 7. Financial Statements, Pro Forma Financial Information and Exhibits.

(c) Exhibits

99.1 Press release of Terex Corporation issued on November 10, 2003.

### SIGNATURES

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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.

Date: November 10, 2003

TEREX CORPORATION

By: /s/ Eric I Cohen  
Eric I Cohen  
Senior Vice President