

Destination Maternity Corp
Form 8-K
December 18, 2015

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): December 17, 2015

DESTINATION MATERNITY CORPORATION

(Exact name of Registrant as specified in Charter)

Delaware
(State or Other Jurisdiction of

0-21196
Commission

13-3045573
(I.R.S. Employer

Incorporation or Organization)

File number
232 Strawbridge Drive

Identification Number)

Edgar Filing: Destination Maternity Corp - Form 8-K

Moorestown, NJ 08057

(Address of Principal Executive Offices)

(856) 291-9700

(Registrant's telephone number, including area code)

Check the appropriate box below if the Form 8-K 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

- .. Soliciting material pursuant to Rule 14a-12 under the Exchange Act

- .. Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act

- .. Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act

Item 5.02. Departure of Directors or Certain Officers; Election of Directors; Appointment of Certain Officers; Compensatory Arrangements of Certain Officers.

As previously announced, on December 3, 2015, the Board of Directors of Destination Maternity Corporation (the Company) announced that Christopher F. Daniel, previously President, left the Company, effective December 7, 2015, and that Anthony M. Romano, the Company s Chief Executive Officer, would assume the additional title of President.

In connection with Mr. Daniel s departure, and in accordance with his Employment Agreement with the Company dated April 11, 2011, as amended, the Company has entered into a Separation and Release Agreement with Mr. Daniel, pursuant to which Mr. Daniel will receive certain payments and other specified benefits. Mr. Daniel also agreed to provide transitional consulting services for approximately two months and agreed to a revised non-competition covenant.

The Separation and Release Agreement is filed herewith as Exhibit 10.1 and is incorporated herein by reference.

Item 9.01 Financial Statements and Exhibits.

Exhibit No.	Description
10.1	Separation and Release Agreement dated December 17, 2015, between the Company and Christopher F. Daniel.

SIGNATURE

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 duly authorized.

Date: December 18, 2015

DESTINATION MATERNITY CORPORATION

By: /s/ Judd P. Tirnauer
Judd P. Tirnauer
Executive Vice President & Chief Financial Officer

EXHIBIT INDEX

Exhibit No.	Description
10.1	Separation and Release Agreement dated December 17, 2015, between the Company and Christopher F. Daniel.