

BEVERLY ENTERPRISES INC

Form 8-K

October 14, 2003

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**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)**

October 13, 2003

**BEVERLY ENTERPRISES, INC.**

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(Exact Name of Registrant as Specified in Charter)

Delaware

1-9550

62-1691861

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

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**(Commission  
File Number)**

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**(I.R.S. Employer  
Identification No.)**

One Thousand Beverly Way

72919

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**(Address of Principal Executive Offices)**

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**(Zip Code)**

**Registrant's telephone number including area code (479) 201-2000**

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Item 5. Other Items.

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

Item 9. Regulation FD Disclosure.

SIGNATURE

EXHIBIT INDEX

EX-23.1 Consent of Ernst & Young LLP

EX-25.1 Statement of Eligibility of Trustee

EX-99.1 Press Release

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**INFORMATION TO BE INCLUDED IN THE REPORT**

**Item 5. Other Items.**

Beverly Enterprises, Inc. (the Company) has appointed The Bank of New York as trustee in connection with its proposed offering of \$100.0 million of convertible subordinated notes. A copy of the T-1 is attached as Exhibit 25.1 hereto and is incorporated herein by reference.

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

(c) *Exhibits*

| <u>Exhibit No.</u> | <u>Exhibit</u>  |
|--------------------|---|
| 23.1               | Consent of Ernst & Young LLP                                      |
| 25.1               | Statement of Eligibility of Trustee                               |
| 99.1               | Press Release of Beverly Enterprises, Inc. dated October 13, 2003 |

**Item 9. Regulation FD Disclosure.**

On October 13, 2003, the Company issued a press release announcing that it intends to offer \$100.0 million of convertible subordinated notes in a public offering. A copy of the Company's press release is furnished as Exhibit 99.1 hereto.

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**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 hereunto duly authorized.

Dated: October 14, 2003

**BEVERLY ENTERPRISES, INC**

By: /s/ PAMELA H. DANIELS

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Name: Pamela H. Daniels  
Title: Senior Vice President, Controller and  
Chief Accounting Officer

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