

OFFICE DEPOT INC  
Form 8-K  
January 04, 2013

**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: December 31, 2012**

**Commission file number 1-10948**

**OFFICE DEPOT, INC.**

(Exact name of registrant as specified in its charter)

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|  |   |
|--|---|
| (State or other jurisdiction of<br>incorporation or organization)                            | (I.R.S. Employer<br>Identification No.) |
| <b>6600 North Military Trail, Boca Raton, FL</b><br>(Address of principal executive offices) | <b>33496</b><br>(Zip Code)              |
| <b>(561) 438-4800</b>  |   |

(Registrant's telephone number, including area code)

Former name or former address, if changed since last report: N/A

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))

**ITEM 5.02 DEPARTURE OF DIRECTORS OR CERTAIN OFFICERS; ELECTION OF DIRECTORS; APPOINTMENT OF CERTAIN OFFICERS; COMPENSATORY ARRANGEMENTS OF CERTAIN OFFICERS.**

On December 31, 2012, Mr. Kevin Peters resigned as President, North America of Office Depot, Inc. (the Company), effective January 4, 2013, in order to pursue other professional interests. Mr. Peters' direct reports will report to the Company's Chief Executive Officer, Neil Austrian, who will oversee the Company's North American business.

Attached hereto as Exhibit 99.1 and incorporated by reference herein is a copy of the Company's announcement regarding Mr. Peters' resignation.

**ITEM 9.01. FINANCIAL STATEMENTS AND EXHIBITS**

Exhibit 99.1 Press release of Office Depot, Inc. issued on January 4, 2013.

**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 hereto duly authorized.

**OFFICE DEPOT, INC.**

Date: January 4, 2013

By: /s/ Elisa D. Garcia C.

Elisa D. Garcia C.  
Executive Vice President, General Counsel and Secretary

**EXHIBIT INDEX**

Exhibit 99.1      Press release of Office Depot, Inc. issued on January 4, 2013.