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LONE STAR STEAKHOUSE & SALOON INC

Form S-8 December 20, 2004

> As filed with the Securities and Exchange Commission on December 20, 2004 Registration No. 333-___

UNITED STATES SECURITIES AND EXCHANGE COMMISSION WASHINGTON, DC 20549 FORM S-8 REGISTRATION STATEMENT UNDER

THE SECURITIES ACT OF 1933

LONE STAR STEAKHOUSE & SALOON, INC. (Exact Name of Registrant as Specified in Its Charter)

(State or Other Jurisdiction of Incorporation or

Organization)

5812 (Primary Standard Industrial (I.R.S. Employer Classification Code Number) Identification Number)

48-1109495

2004 STOCK OPTION PLAN (FULL TITLE OF THE PLAN)

JAMIE B. COULTER CHIEF EXECUTIVE OFFICER 224 EAST DOUGLAS, SUITE 700 WICHITA, KANSAS 67202

COPY TO:

STEVEN WOLOSKY, ESQ. OLSHAN GRUNDMAN FROME ROSENZWEIG & WOLOSKY LLP PARK AVENUE TOWER 65 EAST 55TH STREET NEW YORK, NEW YORK 10022 TELEPHONE: (212) 451-2300 FACSIMILE: (212) 451-2222

FROM TIME TO TIME AFTER THE EFFECTIVE DATE OF THIS REGISTRATION STATEMENT (Approximate Date of Commencement of Proposed Sale to the Public)

CALCULATION OF REGISTRATION FEE

_____ Proposed Maximum Proposed Maxi Title of Each Class of Amount to be Offering Price Aggregate Offering Securities to be Registered Registered (1) per Share Price 3,000,000 \$26.695 (2) \$80,085,000 Common stock, par value \$.01 per share: shares authorized and reserved for issuance ______

⁽¹⁾ Pursuant to Rule 416, the registration statement also covers such

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- indeterminate additional shares of common stock as may become issuable as a result of any future anti-dilution adjustment in accordance with the terms of the 2004 Stock Option Plan (the "Plan").
- (2) Estimated solely for the purpose of calculating the registration fee pursuant to Rule 457(h)(1) and (c) under the Securities Act of 1933 on the basis of the average of the high and low prices reported for shares of common stock of the Registrant on the Nasdaq National Market on December 17, 2004.