BALL CORP Form 10-Q August 01, 2007

UNITED STATES SECURITIES AND EXCHANGE COMMISSION WASHINGTON, DC 20549

FORM 10-Q

x QUARTERLY REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934 For the quarterly period ended <u>July 1, 2007</u>

Commission file number 1-7349

BALL CORPORATION

State of Indiana

35-0160610

10 Longs Peak Drive, P.O. Box 5000 Broomfield, CO 80021-2510 303/469-3131

Indicate by check mark whether the registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes x No o

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer or a non-accelerated filer (as defined in Rule 12b-2 of the Exchange Act). Large accelerated filer x Accelerated filer o Non-accelerated filer o

Indicate by check mark whether the registrant is a shell company (as defined in Rule 12b-2 of the Exchange Act). Yes o No x

Indicate the number of shares outstanding of each of the issuer's classes of common stock, as of the latest practicable date.

Class

Common Stock.

Outstanding at July 1, 2007

without par value 102,412,828 shares

Ball Corporation and Subsidiaries QUARTERLY REPORT ON FORM 10-Q For the period ended July 1, 2007

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PART I.FINANCIAL INFORMATION

ItemFINANCIAL STATEMENTS 1.

UNAUDITED CONDENSED CONSOLIDATED STATEMENTS OF EARNINGS Ball Corporation and Subsidiaries

(\$ in millions, except per share amounts)		Three Mo July 1, 2007		nths Ended July 2, 2006		Six Mont July 1, 2007		ths Ended July 2, 2006	
Net sales	\$	2,032.8	\$	1,842.5	\$	3,727.0	\$	3,207.4	
Costs and expenses									
Cost of sales (excluding depreciation and amortization) (a)		1,682.6		1,554.8		3,076.9		2,711.5	
Depreciation and amortization (Notes 8 and 10)		69.9		64.9		134.9		119.5	
Business consolidation (gains) costs (Note 5)		_		(0.4)		_		1.7	
Property insurance gain (Note 5)		_		(74.1)		_		(74.1)	
Selling, general and administrative (Note 1)		87.3		73.5		169.5		143.8	
		1,839.8		1,618.7		3,381.3		2,902.4	
Earnings before interest and taxes (a)		193.0		223.8		345.7		305.0	
• • •		20.1		27.6		76.0		(0.0	
Interest expense		38.1		37.6		76.0		60.9	
Earnings before taxes		154.9		186.2		269.7		244.1	
Tax provision (Note 12) (a)		(52.3)		(61.1)		(89.0)		(77.6)	
Minority interests		(0.1)		(0.2)		(0.2)		(0.4)	
Equity results in affiliates		3.4		4.9		6.6		8.1	
Net earnings (a)	\$	105.9	\$	129.8	\$	187.1	\$	174.2	
Earnings per share (Note 15) (<i>a</i>):	¢	1.04	¢	1.05	¢	1.0.4	ሰ	1 (0	
Basic	\$	1.04	\$	1.25	\$ ¢	1.84	\$	1.68	
Diluted	\$	1.03	\$	1.23	\$	1.81	\$	1.66	
Weighted average common shares outstanding (in thousands) (Note 15):									
Basic		101,542		103,655		101,826		103,449	
Diluted		103,165		105,205		103,374		105,133	

Cash dividends declared and paid, per common share