

BALL Corp  
Form 8-K  
September 06, 2018  
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

September 5, 2018

(Date of earliest event reported)

BALL CORPORATION  
(Exact name of Registrant as specified in its charter)

|   |                          |                                      |
|---|--------------------------|--------------------------------------|
| Indiana   | 001-07349                | 35-0160610                           |
| (State or other jurisdiction<br>of Incorporation) | (Commission<br>File No.) | (IRS Employer<br>Identification No.) |

10 Longs Peak Drive, P.O. Box 5000, Broomfield, CO 80021-2510

(Address of principal executive offices, including ZIP Code)

(303) 469-3131

(Registrant's telephone number, including area code)

Not Applicable

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(Former name or former address, if changed since last report)

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 (see General Instruction A.2. below):

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))

Indicate by check mark  
whether the registrant is an  
emerging growth company as  
defined in Rule 405 of the  
Securities Act of 1933  
(§230.405 of this chapter) or  
Rule 12b-2 of the Securities  
Exchange Act of 1934  
(§240.12b-2 of this chapter).

Emerging  
growth  
company

If an  
emerging

growth  
company,  
indicate  
by  
check  
mark  
if the  
registrant  
has  
elected  
not to  
use the  
extended  
transition  
period  
for  
complying  
with  
any  
new or  
revised  
financial  
accounting  
standards  
provided  
pursuant  
to  
Section 13(a)  
of the  
Exchange  
Act.

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Ball Corporation

Current Report on Form 8-K

Dated September 6, 2018

Item 5.03 Amendments to Articles of Incorporation or Bylaws; Change in Fiscal Year.

On September 5, 2018, the Board of Directors of the Company amended the Bylaws to increase the size of the Board of Directors from ten to eleven, by increasing to four the number of director positions in Class III. Exhibit 3(ii) attached hereto provides the text of the amendment.

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

On September 5, 2018, the Ball Corporation Board of Directors elected John A. Bryant as a Class III director of the Company. Mr. Bryant worked for twenty years at Kellogg Company in various roles including as president and chief executive officer. Mr. Bryant also sits on the Macy's Inc. board of directors. A copy of the press release is attached hereto as Exhibit 99.1.

Item 9.01 Financial Statements and Exhibits.

(d) Exhibits.

The following are furnished as exhibits to this report:

| Exhibit<br>No. | Description   |
|----------------|---|
| 3.ii           | <u>Article 3.</u><br><u>Section A of</u><br><u>the</u><br><u>Amended</u><br><u>Bylaws</u><br><u>Press</u><br><u>release</u> |
| 99.1           | <u>dated</u><br><u>September</u><br><u>5, 2018</u>  |

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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.

BALL CORPORATION  
(Registrant)

By: /s/ Charles E. Baker  
Name: Charles E. Baker  
Title: Vice President and General Counsel

Date: September 6, 2018

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