

IMCO RECYCLING INC
Form 8-K
May 05, 2004

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): May 4, 2004

IMCO RECYCLING INC.

(Exact name of Registrant as specified in charter)

Delaware
(State or other jurisdiction of incorporation)

1-7170
(Commission File Number)

75-2008280
(I.R.S. Employer Identification No.)

5215 North O Connor Blvd., Suite 1500

Central Tower at Williams Square

Irving, Texas
(Address of principal executive offices)

75039
(Zip Code)

Registrant's telephone number, including area code: (972) 401-7200

ITEM 12. Results of Operations and Financial Condition

On May 4, 2004, IMCO Recycling Inc. (the Company) issued a press release regarding its results of operations for the first quarter of fiscal 2004, a copy of which is furnished as Exhibit 99.1 hereto, which is incorporated herein by reference. Such exhibit (i) is furnished pursuant to Item 12 of Form 8-K, (ii) is not to be considered filed under the Securities Exchange Act of 1934, as amended (the Exchange Act) and (iii) shall not be incorporated by reference into any previous or future filings made by or to be made by the Company with the Securities and Exchange Commission under the Securities Act of 1933, as amended (the Securities Act), or the Exchange Act.

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 hereunto duly authorized.

Dated: May 4, 2004

IMCO RECYCLING INC.

/s/ ROBERT R. HOLIAN

Robert R. Holian

Senior Vice President and

Controller

INDEX TO EXHIBITS

Introductory Note: The following exhibit is furnished pursuant to Item 12 of Form 8-K and is not to be considered filed under the Exchange Act and shall not be incorporated by reference into any of the Company's previous or future filings under the Securities Act or the Exchange Act.

Exhibit No.	Description
99.1	Earnings Release for Quarter Ended March 31, 2004

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Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned
(e.g., puts, calls, warrants, options, convertible securities)

1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. Price of Derivative Security (Instr. 5)	9. Number of Derivative Securities Beneficially Owned (Instr. 5)
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
FILIPOV STEVE TEREX CORPORATION 200 NYALA FARM ROAD WESTPORT, CT 06880			President, Devl Mkts Strt Act	

Signatures

/s/ Scott J. Posner, power of
attorney

03/05/2010

__Signature of Reporting Person

Date

Explanation of Responses:

- * If the form is filed by more than one reporting person, *see* Instruction 4(b)(v).
- ** Intentional misstatements or omissions of facts constitute Federal Criminal Violations. *See* 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- (1) Shares granted pursuant to one of the Company's long-term incentive plans with the awards vesting as follows: 20% on March 3, 2011; 20% on March 3, 2012; 20% on March 3, 2013; 20% on March 3, 2014; and 20% on March 3, 2015.
Shares granted pursuant to one of the Company's long-term incentive plans. The shares will vest upon satisfaction of each of the following: (i) the Company's closing stock price is 25% above the closing stock price on date of grant for 30 consecutive trading days; (ii) the Company's closing stock price equals or exceeds \$35.00 for 10 consecutive trading days; and (iii) the fourth anniversary of the date of grant shall have occurred. If each of the above criteria are not satisfied on or prior to March 3, 2017 the shares shall be forfeited.
- (2) Shares granted pursuant to one of the Company's long-term incentive plans. The shares will vest upon satisfaction of each of the following: (i) the Company's closing stock price is 25% above the closing stock price on date of grant for 30 consecutive trading days; (ii) the Company's closing stock price equals or exceeds \$50.00 for 10 consecutive trading days; and (iii) the fourth anniversary of the date of grant shall have occurred. If each of the above criteria are not satisfied on or prior to March 3, 2017 the shares shall be forfeited.
- (3) Shares granted pursuant to one of the Company's long-term incentive plans. The shares will vest upon satisfaction of each of the following: (i) the Company's closing stock price is 25% above the closing stock price on date of grant for 30 consecutive trading days; (ii) the Company's closing stock price equals or exceeds \$50.00 for 10 consecutive trading days; and (iii) the fourth anniversary of the date of grant shall have occurred. If each of the above criteria are not satisfied on or prior to March 3, 2017 the shares shall be forfeited.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.