

LUBYS INC
Form 10-Q/A
January 08, 2004

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

WASHINGTON, D.C. 20549

FORM 10-Q/A

Amendment No. 1

☒ QUARTERLY REPORT PURSUANT TO SECTION 13 OR 15(d)
OF THE SECURITIES EXCHANGE ACT OF 1934

For the quarterly period ended November 19, 2003, or

☐ TRANSITION REPORT PURSUANT TO SECTION 13 OR 15(d)
OF THE SECURITIES EXCHANGE ACT OF 1934

For the Transition Period From _____ to _____

Commission file number 1-8308

Luby's, Inc.

(Exact name of registrant as specified in its charter)

Delaware

74-1335253

(State or other jurisdiction of
incorporation or organization)

(IRS Employer Identification
Number)

2211 Northeast Loop 410
San Antonio, Texas 78217

(Address of principal executive offices, including zip
code)

(210) 654-9000

www.lubys.com

(Registrant's telephone number, including area code, and Website)

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(Former name, former address and former fiscal year, if changed since last report)

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 and (2) has been subject to such filing requirements for the past 90 days. Yes X No

Indicate by check mark whether the registrant is an accelerated filer (as defined in Rule 12b-2 of the Exchange Act).
Yes

 X No

As of December 18, 2003, there were 22,470,004 shares of the registrant's Common Stock outstanding, which does not include 4,933,063 treasury shares.

Explanatory Note

: The sole purpose of this Form 10-Q/A Amendment No. 1 is to correct the period referenced in paragraph 4(c) of the CEO's and the CFO's Section 302 certifications (Exhibit 31) of the Quarterly Report on Form 10-Q for the period ended November 19, 2003, filed on December 31, 2003. Paragraph 4(c) of the certifications has been corrected to read "most recent fiscal quarter" instead of "fourth fiscal quarter." The remainder of the information contained in the Quarterly Report on Form 10-Q for the quarter ended November 19, 2003, originally filed on December 31, 2003, is not amended and shall be as set forth in the original filing.

SIGNATURES

Pursuant to the requirements of Section 13 or 15(d) of the Securities Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

LUBY'S, INC.

(Registrant)

Date: January 6, 2004

By: /s/Christopher J. Pappas
Christopher J. Pappas
President and
Chief Executive Officer

Date: January 6, 2004

By: /s/Ernest Pekmezaris
Ernest Pekmezaris
Senior Vice President and
Chief Financial Officer

