SUREBEAM CORP Form 8-K January 13, 2004

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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

Date of Report (Date of Earliest Event Reported)

January 12, 2004

SureBeam Corporation

(Exact Name of Registrant as Specified in its Charter)

Delaware (State or other Jurisdiction of Incorporation)

000-31807 (Commission File Number)

33-0921003 (I.R.S. Employer Identification No.)

9276 Scranton Rd., Suite 600 San Diego, CA 92121-1750 (Address of principal executive offices)

(858) 795-6300

(Registrant s telephone number, including area code)

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ITEM 5. OTHER EVENTS AND REGULATION FD DISCLOSURE ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS SIGNATURES

EXHIBIT 99.1

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ITEM 5. OTHER EVENTS AND REGULATION FD DISCLOSURE

On January 12, 2004, SureBeam Corporation issued a press release announcing its intention to file for bankruptcy protection under Chapter 7 of the United States Bankruptcy Code. A copy of the press release is attached hereto as Exhibit 99.1 and incorporated herein by reference.

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ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS

- (a) Financial Statements of Business Acquired. Not applicable.
- (b) Pro Forma Financial Information. Not applicable.
- (c) Exhibits. 99.1 Press release dated January 12, 2004.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrant has duly caused this Current Report on Form 8-K to be signed on its behalf by the undersigned hereunto duly authorized.

SureBeam Corporation

By: /s/ David A. Rane

David A. Rane Executive Vice President and Chief Financial Officer

Date: January 12, 2004