

ACETO CORP
Form 8-K
December 16, 2015

UNITED STATES

SECURITIES AND EXCHANGE COMMISSION

WASHINGTON, DC 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): December 15, 2015

Aceto Corporation

(Exact Name of Registrant as Specified in its Charter)

| | | |
|------------------------------|--------------------------|---------------------|
| <u>New York</u> | <u>000-04217</u> | <u>11-1720520</u> |
| (State or Other Jurisdiction | (Commission File Number) | (IRS Employer |
| of Incorporation) | | Identification No.) |

4 Tri Harbor Court, Port Washington, NY 11050
(Address of Principal Executive Offices) (Zip Code)

Registrant's telephone number, including area code: (516) 627-6000

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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 240.14-12)
- .. Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17CFR 240.14d-2(b))
- .. Pre-commencement communications pursuant to Rule 13-e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

Item 5.07 Submission of Matters to a Vote of Security Holders.

On December 15, 2015, Aceto Corporation (the “Company”) held its Annual Meeting of Shareholders (the “Meeting”). The matters voted on at the Meeting were: the election of directors, approval of an amendment of the Company’s Certificate of Incorporation to increase the total number of authorized shares of common stock, approval of an advisory vote on executive compensation, approval of the Aceto Corporation 2015 Equity Participation Plan and the ratification of the appointment of the Company’s independent registered public accounting firm. The final voting results were as follows:

The election of nominees Albert L. Eilender, Salvatore Guccione, Hans C. Noetzli, William N. Britton, Natasha I. Giordano, Alan G. Levin and Dr. Daniel B. Yarosh as directors of the Company to hold office until the next annual meeting of stockholders and until their successors shall be elected.

The votes were cast with respect to this matter as follows:

| | FOR | WITHHELD | BROKER NON-VOTES |
|----------------------|------------|----------|------------------|
| Albert L. Eilender | 23,952,086 | 249,875 | 2,909,061 |
| Salvatore Guccione | 23,958,104 | 243,857 | 2,909,061 |
| Hans C. Noetzli | 23,947,722 | 254,239 | 2,909,061 |
| William N. Britton | 23,973,539 | 228,422 | 2,909,061 |
| Natasha Giordano | 23,985,470 | 216,491 | 2,909,061 |
| Alan G. Levin | 23,992,350 | 209,611 | 2,909,061 |
| Dr. Daniel B. Yarosh | 23,952,007 | 249,954 | 2,909,061 |

Each nominee was elected a director of the Company.

² Approval of the amendment of the Company’s Certificate of Incorporation to increase the total number of authorized shares of common stock from 40,000,000 shares to 75,000,000 shares.

The votes were cast with respect to this matter as follows:

| FOR | AGAINST | ABSTAIN |
|------------|-----------|---------|
| 25,438,541 | 1,633,939 | 38,542 |

The amendment of the Company’s Certificate of Incorporation to increase the total number of authorized shares of common stock was approved.

3. The proposal to approve, on an advisory basis, executive compensation was approved based upon the following votes:

| FOR | AGAINST | ABSTAIN | BROKER NON-VOTES |
|------------|---------|---------|---------------------|
| 23,226,840 | 852,747 | 122,374 | 2,909,061 |

4. Approval of the Aceto Corporation 2015 Equity Participation Plan

The votes were cast with respect to this matter as follows:

| FOR | AGAINST | ABSTAIN | BROKER NON-VOTES |
|------------|-----------|---------|---------------------|
| 22,189,500 | 1,908,345 | 104,116 | 2,909,061 |

The Aceto Corporation 2015 Equity Participation Plan was approved.

5. The proposal to ratify the appointment of BDO USA, LLP as the Company’s independent registered public accounting firm for the Company’s fiscal year ending June 30, 2016 was approved based upon the following votes:

| FOR | AGAINST | ABSTAIN |
|------------|---------|---------|
| 26,948,397 | 128,333 | 34,292 |

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.

ACETO CORPORATION

Date: December 16, 2015 By: /s/ Salvatore Guccione
Salvatore Guccione
President and Chief
Executive Officer