

EHOSTAR COMMUNICATIONS CORP

Form 8-K

November 12, 2004

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**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**

Date of Report (Date of earliest event reported) : November 12, 2004

**EHOSTAR COMMUNICATIONS CORPORATION**

(Exact name of registrant as specified in its charter)

|   |                                     |  |
|---|-------------------------------------|--|
| NEVADA<br>(State or other jurisdiction of<br>incorporation) | 0-26176<br>(Commission File Number) | 88-0336997<br>(IRS Employer<br>Identification No.) |
|---|-------------------------------------|--|

|   |                     |
|---|---------------------|
| 9601 S. MERIDIAN BLVD.<br>ENGLEWOOD, COLORADO<br>(Address of principal executive offices) | 80112<br>(Zip Code) |
|---|---------------------|

(303) 723-1000  
(Registrant's telephone number, including area code)

**EHOSTAR DBS CORPORATION**

(Exact name of registrant as specified in its charter)

|   |                                       |  |
|---|---------------------------------------|--|
| COLORADO<br>(State or other jurisdiction of<br>incorporation) | 333-31929<br>(Commission File Number) | 84-1328967<br>(IRS Employer<br>Identification No.) |
|---|---------------------------------------|--|

|   |                     |
|---|---------------------|
| 9601 S. MERIDIAN BLVD.<br>ENGLEWOOD, COLORADO<br>(Address of principal executive offices) | 80112<br>(Zip Code) |
|---|---------------------|

(303) 723-1000  
(Registrant's telephone number, including area code)

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:

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)

- o Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
  - o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
  - o Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))
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**Item 5.02 Departure of Directors or Principal Officers; Election of Directors; Appointment of Principal Officers.**

On November 12, 2004, EchoStar Communications Corporation ( EchoStar ) announced that David J. Rayner has been appointed Chief Financial Officer, effective December 27, 2004. Contemporaneous with his December 27th employment, Mr. Rayner will also be designated as principal financial officer for EchoStar and its EchoStar DBS Corporation subsidiary replacing Paul W. Orban, who will continue as the Company s Vice President and Corporate Controller.

Mr. Rayner, age 47, has served as Senior Vice President and Chief Financial Officer of Time Warner Telecom since June 1998. From February 1997 to May 1998, Mr. Rayner served as Vice President Finance of Time Warner Telecom, and was Controller from May 1994 to February 1997. From 1982 to 1994, Mr. Rayner held various financial and operational management positions with Time Warner Cable.

The Company has not entered into an employment agreement with Mr. Rayner.

**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.

EHOSTAR COMMUNICATIONS  
CORPORATION  
EHOSTAR DBS CORPORATION

Date: November 12, 2004

By: /s/ David K. Moskowitz  
David K. Moskowitz  
Executive Vice President and General  
Counsel