

Edgar Filing: ADVANCED BATTERY TECHNOLOGIES, INC. - Form 8-K

ADVANCED BATTERY TECHNOLOGIES, INC.

Form 8-K

January 27, 2005

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): January 20, 2005

ADVANCED BATTERY TECHNOLOGIES, INC.

(Exact Name of Registrant as Specified in its Charter)

Delaware	0-13337	22-2497491
(State of Incorporation)	(Commission File Number)	(IRS Employer Identification No.)

136-14 Northern Blvd., Suite 8E, Flushing, NY 11354

(Address of Principal Executive Offices)

(718) 359-6866

Registrant's Telephone Number

425 Washington Blvd., Jersey City, NJ 07310

(Former Address, if Changed Since Last Report)

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

Item 3.02 Unregistered Sale of Equity Securities

On January 20, 2005 Advanced Battery Technologies entered into a contract with its Chairman, Zhiguo Fu, as well as Zhijie Fu and Wenhua Yang. The contract acknowledged that these three individuals had provided \$4,832,976 to fund the construction of plant facilities owned by Heilongjiang ZhongQiang Power-Tech Co., Ltd. Since Advanced Battery Technologies owns 70%

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of Heilongjiang ZhongQiang Power-Tech Co., Ltd., the contract provided that Advanced Battery Technologies would issue a total of 11,276,947 shares to satisfy \$3,383,084 (70%) of the loan from the investors to Heilongjiang ZhongQiang Power-Tech Co., Ltd. The investors agreed that the remaining 30% would be a contribution to the capital of Heilongjiang ZhongQiang Power-Tech Co., Ltd.

### EXHIBITS

10. Investment Agreement dated January 20, 2005 with Zhiguo Fu, Zhijie Fu and Wenhua Yang.

### 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.

ADVANCED BATTERY TECHNOLOGIES, INC.

Dated: January 27, 2005

By:/s/ Zhiguo Fu

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Zhiguo Fu  
Chief Executive Officer