ADVANCE AUTO PARTS INC Form 8-K October 20, 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) October 19, 2004

# ADVANCE AUTO PARTS, INC.

(Exact name of registrant as specified in its charter)

Delaware

(State or other jurisdiction of incorporation or organization)

001-16797

(Commission File Number)

54-2049910

(I.R.S. Employer Identification No.)

5673 Airport Road, Roanoke, Virginia

24012

(Addressof Principal Executive Offices)

(Zip Code)

Registrant s telephone number, including area code (540) 362-4911

### Not Applicable

(Former name, former address and former fiscal year, 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 (see General Instruction A.2. below):

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

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# 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))

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### INFORMATION TO BE INCLUDED IN THE REPORT

### Item 2.02 Results of Operations and Financial Condition.

On October 19, 2004, Advance Auto Parts, Inc. issued a press release setting forth its sales and earnings results for the third quarter ended October 9, 2004. This release also includes forward looking statements related to Advance Auto Parts, Inc.'s 2004 fourth quarter. The press release is attached as Exhibit 99.1 and incorporated by reference herein.

#### Item 9.01 Financial Statements and Exhibits.

(c) Exhibits.

Exhibit Number

99.1 Press Release of Advance Auto Parts, Inc. dated October 19, 2004.

Note: The information contained in this Current Report on Form 8-K (including Exhibit 99.1) shall not be deemed to be filed for the purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or otherwise subject to the liabilities of that section.

# **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.

ADVANCE AUTO PARTS, INC.

(Registrant)

October 20, 2004

/s/ Jeffrey T. Gray

(Signature)\*
 Jeffrey T. Gray
 Senior Vice President and Chief Financial Officer

### **EXHIBIT INDEX**

**Exhibit** 

Date

Number Exhibit Description

99.1 Press Release of Advance Auto Parts, Inc. dated October 19, 2004.

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<sup>\*</sup> Print name and title of the signing officer under his signature.