

OVERSTOCK COM INC  
Form 8-K  
April 29, 2004

# 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*

April 28, 2004

Date of Report (date of earliest event reported)

## Overstock.com, Inc.

(Exact name of Registrant as specified in its charter)

Delaware  
(State or other jurisdiction of  
incorporation or organization)

000-49799  
(Commission File Number)

87-0634302  
(I.R.S. Employer  
Identification Number)

6322 South 3000 East, Suite 100  
Salt Lake City, Utah 84121  
(Address of principal executive offices)

(801) 947-3100  
(Registrant's telephone number, including area code)

(Former name or former address, if changed since last report)



**Item 5. Other Events.**

On April 28, 2004, Overstock.com, Inc. issued a press release announcing the re-election of Gordon Macklin and the election of Jack Byrne to the Company's board of directors. The entire text of that press release is being furnished herewith and attached as Exhibit 99.1.

| Exhibit<br>Number | Description                          |
|-------------------|--------------------------------------|
|                   |                                      |
| 99.1              | Press Release issued April 28, 2004. |

**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.

OVERSTOCK.COM, INC.

By: /s/ David K. Chidester  
David K. Chidester  
Vice President, Finance

Date: April 28, 2004

**EXHIBIT INDEX**

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|---------------------------|--------------------------------------|
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