

SONIC AUTOMOTIVE INC  
Form 8-K  
October 07, 2005

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**UNITED STATES**  
**SECURITIES AND EXCHANGE COMMISSION**

Washington, D.C. 20549

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**FORM 8-K**

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**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 6, 2005**

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**SONIC AUTOMOTIVE, INC.**

(Exact name of registrant as specified in its charter)

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**Delaware**

(State or other jurisdiction of incorporation)

**1-13395**  
(Commission File Number)

**56-201079**  
(IRS Employer Identification No.)

**6415 Idlewild Road, Suite 109**

**Charlotte, North Carolina**

**28212**

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(Address of principal executive offices)

(Zip Code)

Registrant's telephone number, including area code: (704) 566-2400

N/A

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

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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:

- ☐ 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 240.14a-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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**Item 1.01. Entry into a Material Definitive Agreement.**

On October 6, 2005, Sonic Automotive, Inc. amended its Second Amended and Restated Credit Agreement dated as of February 5, 2003 (the Credit Agreement ) with Ford Motor Credit Company, as Agent and Lender, and DaimlerChrysler Services North America LLC, Bank of America, N.A., Toyota Motor Credit Corporation, Merrill Lynch Capital Corporation and JPMorgan Chase Bank, as Lenders to extend the Termination Date under the Credit Agreement from October 31, 2006 to January 31, 2007.

**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.

SONIC AUTOMOTIVE, INC.

By: /s/ Stephen K. Coss

Stephen K. Coss  
Senior Vice President and General Counsel

Dated: October 7, 2005

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60; 3,948,405\*

SHARES

BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH

8) SHARED VOTING POWER  
0

9) SOLE DISPOSITIVE POWER  
3,948,405\*

10) SHARED DISPOSITIVE POWER  
0

11) AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON 3,948,405\*

12) CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES o

13) PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)  
4.59%\*\*

14) TYPE OF REPORTING PERSON  
IN

—

\*Includes Warrants to purchase 1,155,000 shares of Common Stock which are currently exercisable.

\*\* Based on 84,789,243 shares of Common Stock issued and outstanding as of the date hereof, plus and assuming exercise of the Reporting Person's Warrants to purchase 1,155,000 shares of Common Stock.



Item 1. Security and Issuer.

This Amendment No. 1 amends and supplements the Schedule 13D filed with the Securities and Exchange Commission on November 30, 2009 by and on behalf of Jason Weiss with respect to the common stock, par value \$0.0001 per share (the "Common Stock"), of Boise Inc. (formerly known as Aldabra 2 Acquisition Corp., or "Aldabra"), a Delaware corporation (the "Company"). The principal executive offices of the Company are located at 1111 W. Jefferson Street, Boise, Idaho 83728.

Item 2. Identity and Background.

Item 2(a) – (c) are hereby amended and restated as follows:

(a) - (c) This Statement is being filed by Jason Weiss.

As of the date of this filing, Mr. Weiss is the beneficial owner of, in the aggregate, 3,948,405 shares of Common Stock, representing approximately 4.59% of the shares of Common Stock presently outstanding.

Mr. Weiss is a director of the Company. The business address of Mr. Weiss is c/o Boise Inc., 1111 W. Jefferson Street, Boise, Idaho 83728.

Item 3. Source and Amount of Funds or Other Consideration.

Item 3 is hereby amended to add the following:

No cash or other consideration was paid in connection with the award of shares of Common Stock to Mr. Weiss on March 15, 2010 as described in Item 4 below.

Item 4. Purpose of Transaction.

Item 4 is hereby amended to add the following information:

In a series of transactions starting on February 16, 2010 and ending on March 16, 2010, two trusts of Mr. Weiss sold a combined total of 210,000 shares of Common Stock. During the same period, a trust of Mr. Weiss sold a total of 345,000 warrants to purchase Common Stock. All such sales were made pursuant to the 10b5-1 Sales Plan Agreement previously reported.

On March 15, 2010, Mr. Weiss received an award of 18,315 shares of Common Stock under the Boise Inc. Incentive and Performance Plan. Mr. Weiss paid no consideration for such shares.

Item 5. Interest in Securities of the Issuer.

Items 5(a), (c), and (e) are hereby amended and restated in their entirety as follows:

(a) As a result of the transactions described in Item 4 above, Mr. Weiss may be deemed to beneficially own an aggregate of 3,948,405 shares of Common Stock (including in respect of Warrants to purchase 1,155,000 shares of Common Stock which are currently exercisable), or 4.59% of the outstanding Common Stock.



(c) Except as described above in Item 4, as amended hereby, Mr. Weiss has not effected any transaction in the Common Stock during the sixty days preceding the filing of this Schedule 13D.

(e) Mr. Weiss ceased to be the beneficial owner of more than five percent of the outstanding Common Stock on or about March 2, 2010.

#### SIGNATURES

After reasonable inquiry and to the best knowledge and belief of the undersigned, the undersigned certify that the information set forth in this Statement is true, complete and correct.

Dated: March 18, 2010

/s/ Jason Weiss  
Jason Weiss