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NEWMONT MINING CORP /DE/

Form 8-K

May 30, 2002

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, DC 20549

FORM 8-K

CURRENT REPORT
PURSUANT TO SECTION 13 OR 15(d) OF THE
SECURITIES EXCHANGE ACT OF 1934

May 23, 2002
Date of report (Date of Earliest Event Reported)

Newmont Mining Corporation
(Exact Name of Registrant as Specified in its Charter)

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| Delaware (State of Other Jurisdiction of Incorporation) | 001-31240 (Commission File Number) | 84-1611629 (I.R.S. Employer Identification No.) |
|---|--|---|

1700 Lincoln Street
Denver, Colorado 80203
(Address of Principal Executive Offices)

303-863-7414
(Registrant's Telephone Number, Including Area Code)

ITEM 4. CHANGES IN REGISTRANT'S CERTIFYING ACCOUNTANT

The Board of Directors, upon recommendation of the Audit Committee, approved the dismissal of Arthur Andersen LLP ("Andersen") as the Company's independent auditors effective May 23, 2002.

Andersen served as the Company's independent auditor for the fiscal years ended December 31, 2001 and December 31, 2000. Andersen's reports on the Company's financial statements for each of the years ended December 31, 2001 and December 31, 2000 (the "Reports") did not contain an adverse opinion or disclaimer of opinion and were not qualified or modified as to uncertainty, audit scope or accounting principles. During the two most recent fiscal years of the Company ended December 31, 2001, and the subsequent interim period through March 31, 2002, there were no disagreements with Andersen within the meaning of Instruction 4 of Item 304 of Regulation S-K on any matter of accounting principles or practices, financial statement disclosure, or auditing scope or procedure, which disagreements if not resolved to Andersen's satisfaction would have caused Andersen to make reference to the subject matter of the disagreements in connection with its Report. During the term of Andersen's engagement, there were no "reportable events" (as such term is defined in Item 304(a)(1)(v) of Regulation S-K).

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A letter from Andersen addressed to the Securities and Exchange Commission is included as Exhibit 16.1 to this Current Report on Form 8-K. Such letter states that Andersen agrees with the statements made by the Company in this Item 4.

The Board of Directors has appointed the firm of PricewaterhouseCoopers LLP to serve as the Company's independent auditor for fiscal year 2002. PricewaterhouseCoopers LLP's engagement commenced effective May 23, 2002. During the two most recent fiscal years of the Company ended December 31, 2001, and the subsequent interim period through March 31, 2002, the Company did not consult with PricewaterhouseCoopers LLP regarding any of the matters or events set forth in Item 304(a)(2)(i) or (ii) of Regulation S-K.

ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS

(c) Exhibits

- 16.1 Letter from Andersen to the Securities and Exchange Commission dated May 29, 2002 pursuant to Item 304(a)(3) of Regulation S-K.

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.

Date: May 29, 2002

By: /s/ David W. Peat

Name: David W. Peat

Title: Vice President and Global Controller