

AARON'S INC  
Form 8-K  
April 27, 2012

# **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): April 26, 2012**

## **AARON S, INC.**

**(Exact name of Registrant as Specified in its Charter)**

**Georgia**  
**(State or other Jurisdiction of  
Incorporation or Organization)**

**1-13941**  
**(Commission File  
Number)**

**58-0687630**  
**(IRS Employer  
Identification No.)**

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**309 E. Paces Ferry Road, N.E.**

**Atlanta, Georgia**  
(Address of principal executive offices)

**30305-2377**  
(Zip code)

**Registrant's telephone number, including area code: (404) 231-0011**

**Not Applicable**

(Former name or 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 (*see* General Instruction A.2. below):

- .. 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))

**ITEM 2.02. RESULTS OF OPERATIONS AND FINANCIAL CONDITION**

This press release presents the Company's net earnings and diluted earnings per share excluding the reversal of a \$35.5 million charge recorded in the first quarter of 2012 related to a previously announced lawsuit verdict against the Company, and associated legal fees and expenses. This measure is not presented in accordance with generally accepted accounting principles in the United States (GAAP).

While the lawsuit may not be considered as non-recurring in nature in a strictly accounting sense, management regards the circumstances of this particular lawsuit as infrequent and not arising out of the ordinary course of business. The lawsuit adjustment involves matters that are not entirely susceptible to prediction or effective management, and consequently management believes that presentation of net earnings and diluted earnings per share excluding the reversal of this accrual is useful because it gives investors supplemental information to evaluate and compare the performance of the Company's underlying core business from period to period. In addition, in prior periods, the Company presented net earnings and diluted earnings per share excluding the charge; consequently, the Company believes that presenting those same financial measures excluding the reversal of the charge in the most recent period provides a more balanced overall presentation. Non-GAAP financial measures, however, should not be used as a substitute for, or considered superior to, measures of financial performance prepared in accordance with GAAP, such as the Company's GAAP basis net earnings and diluted earnings per share, which are also presented in the press release.

**ITEM 9.01. FINANCIAL STATEMENTS AND EXHIBITS**

(a) Financial Statements of Businesses Acquired:  
None.

(b) Pro Forma Financial Information:  
None.

(d) Exhibits:

| Exhibit No. | Description   |
|-------------|---|
| 99.1        | Aaron's, Inc. press release dated April 26, 2012, announcing the Company's financial results for the first quarter of 2012 (furnished pursuant to Item 2.02 of Form 8-K). |

**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.

AARON S, INC.

By: /s/ Gilbert L. Danielson  
Gilbert L. Danielson

Executive Vice President,

Chief Financial Officer

Date: April 27, 2012