MAXWELL TECHNOLOGIES INC

Form 8-K April 02, 2013 UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, DC 20549

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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 1, 2013

#### MAXWELL TECHNOLOGIES, INC.

(Exact Name of Registrant as Specified in its Charter)

Delaware 1-15477 95-2390133
(State or Other Jurisdiction of Incorporation) (Commission File Number) (I.R.S. Employer Identification Number)

3888 Calle Fortunada San Diego, California 92123 (Addresses of principal executive offices, including zip code) (858) 503-3300

(Registrant's telephone number, including area code)

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 4.01 Changes in Registrant's Certifying Accountant.

(b) On April 1, 2013, our audit committee engaged BDO USA, LLP ("BDO") as our independent registered public accounting firm for our fiscal years ending December 31, 2010, 2011, 2012 and 2013. During our fiscal years ending December 31, 2011 and 2012 and through April 1, 2013, we did not (nor did anyone on our behalf) consult BDO regarding either (i) the application of accounting principles to a specified transaction, either completed or proposed; or the type of audit opinion that might be rendered with respect to our financial statements, in any case where BDO provided a written report or oral advice to us that BDO concluded was an important factor considered by us in reaching a decision as to any accounting, auditing or financial reporting issue; or (ii) any matter that was the subject of a disagreement (as that term is defined in Item 304(a)(1)(iv) of Regulation S-K and the related instructions) or a "reportable event" (as that term is defined in Item 304(a)(1)(v) of Regulation S-K).

Item 9.01 Financial Statements and Exhibits. (d)Exhibits.

Exhibit No. Description

Press Release issued by Maxwell Technologies, Inc. on April 2, 2013

### **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.

MAXWELL TECHNOLOGIES, INC.

By: /s/ Kevin S. Royal Kevin S. Royal Chief Financial Officer

Date: April 2, 2013

# EXHIBIT INDEX

Exhibit No. Description

Press Release issued by Maxwell Technologies, Inc. on April 2, 2013