

Edgar Filing: GREAT ATLANTIC & PACIFIC TEA CO INC - Form NT 11-K

GREAT ATLANTIC & PACIFIC TEA CO INC  
Form NT 11-K  
June 29, 2005

SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549

FORM 12b-25

NOTIFICATION OF LATE FILING

(Check One):            Form 10-K    Form 20-F    X Form 11-K    Form 10-Q    Form N-SAR

For Period Ended: \_\_\_\_\_

- Transition Report on Form 10-K
- Transition Report on Form 20-F
- Transition Report on Form 11-K
- Transition Report on Form 10-Q
- Transition Report on Form N-SAR

For the Transition Period Ended: \_\_\_\_\_

Read Instruction (on back page) Before Preparing Form. Please Print or Type.  
Nothing in this form shall be construed to imply that the Commission has  
verified any information contained herein.

If the notification relates to a portion of the filing checked above, identify  
the Item(s) to which the notification relates:

-----

PART I -- REGISTRANT INFORMATION

The Great Atlantic & Pacific Tea Company, Inc.

-----  
Full Name of Registrant

N/A

-----  
Former Name if Applicable

Two Paragon Drive

-----  
Address of Principal Executive Office (Street and Number)

Montvale, NJ 07645

-----  
City, State and Zip Code

PART II -- RULES 12b-25(b) AND (c)

If the subject report could not be filed without unreasonable effort or expense  
and the registrant seeks relief pursuant to Rule 12b-25(b), the following  
should be completed. (Check box if appropriate):

- (a) The reasons described in reasonable detail in Part III of this form

Edgar Filing: GREAT ATLANTIC & PACIFIC TEA CO INC - Form NT 11-K

could not be eliminated without unreasonable effort or expense;

X (b) The subject annual report, semi-annual report, transition report on Form 10-K, Form 20-F, 11-K or Form N-SAR, or portion thereof, will be filed on or before the fifteenth calendar day following the prescribed due date; or the subject quarterly report of transition report on Form 10-Q, or portion thereof will be filed on or before the fifth calendar day following the prescribed due date; and

(c) The accountant's statement or other exhibit required by Rule 12b-25(c) has been attached if applicable.

PART III -- NARRATIVE

State below in reasonable detail the reasons why Forms 10-K, 20-F, 11-K, 10-Q, N-SAR, or the transition report portion thereof, could not be filed within the prescribed time period.

The Company has encountered an unanticipated delay in the collection and compilation of certain contribution information required to finalize the financial statements included in the Form 11-K for The Great Atlantic & Pacific Tea Company, Inc. Savings Plan ("Plan") for the year ended December 31, 2004 ("2004 11-K") and the corresponding audit. Consequently, the Company cannot file the Plan's 2004 11-K within the prescribed time period without unreasonable effort or expense. The Company intends to file its 2004 Form 11-K no later than the fifteenth (15) calendar day following the prescribed due date.

PART IV -- OTHER INFORMATION

(1) Name and telephone number of person to contact in regard to this notification

|                       |             |                    |
|-----------------------|-------------|--------------------|
| Mitchell P. Goldstein | 201         | 573-9700           |
| -----                 | -----       | -----              |
| (Name)                | (Area Code) | (Telephone Number) |

(2) Have all other periodic reports required under Section 13 or 15(d) of the Securities Exchange Act of 1934 or Section 30 of the Investment Company Act of 1940 during the preceding 12 months or for such shorter period that the registrant was required to file such report(s) been filed? If answer is no, identify report(s). X Yes No

(3) Is it anticipated that any significant change in results of operations from the corresponding period for the last fiscal year will be reflected by the earnings statements to be included in the subject report or portion thereof? Yes X No

If so, attach an explanation of the anticipated change, both narratively and quantitatively, and, if appropriate, state the reasons why a reasonable estimate of the results cannot be made.

The Great Atlantic & Pacific Tea Company, Inc.

-----  
(Name of Registrant as Specified in Charter)

has caused this notification to be signed on its behalf by the undersigned hereunto duly authorized.

Date: June 29, 2005

By: /s/Mitchell P. Goldstein

-----

Name: Mitchell P. Goldstein  
Title: Executive Vice President,  
Chief Financial Officer & Secretary