

Edgar Filing: TOWER AUTOMOTIVE INC - Form 8-K

TOWER AUTOMOTIVE INC  
Form 8-K  
August 14, 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

DATE OF REPORT (Date of earliest event reported) : August 13, 2002

TOWER AUTOMOTIVE, INC.  
(Exact Name of Registrant as Specified in its Charter)

DELAWARE  
(State or Other Jurisdiction of Incorporation)

1-12733  
(Commission File Number)

41-1746238  
(I.R.S. Employer Identification No.)

5211 Cascade Road, SE, Suite 300  
Grand Rapids, Michigan 49546  
(Address of Principal Executive Offices) (Zip Code)

(616) 802-1600  
(Registrant's Telephone Number, Including Area Code)

NOT APPLICABLE  
(Former Name or Former Address, if Changed Since Last Report)

Item 9. Regulation FD Disclosure

On August 13, 2002, the Company's Chief Executive Officer and Chief Financial Officer, respectively, each filed sworn statements pursuant to the Commission's Order issued on June 27, 2002 pursuant to Section 21 (a) (1) of the Securities Exchange Act of 1934. A copy of each of those oaths is attached.

Item 7. Financial Statements, Pro Forma Financial Information and Exhibits

(c) Exhibits

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- 99.1 Statement Under Oath of the Chief Executive Officer of Tower Automotive, Inc. pursuant to the Commission's Order dated June 27, 2002 under Section 21(a)(1) of the Securities and Exchange Act.
- 99.2 Statement Under Oath of the Chief Financial Officer of Tower Automotive, Inc. pursuant to the Commission's Order dated June 27, 2002 under Section 21(a)(1) of the Securities and Exchange Act.

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 thereunto duly authorized.

TOWER AUTOMOTIVE, INC.

Date: August 13, 2002

By: /s/ Anthony A. Barone  
Anthony A. Barone, Vice President and Chief  
Financial Officer (Principal Accounting and  
Financial Officer)

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EXHIBIT 99.1  
TOWER AUTOMOTIVE, INC.

Statement Under Oath of Principal Executive Officer and Principal Financial Officer Regarding Facts and Circumstances Relating to Exchange Act Filings

I, Dugald K. Campbell, state and attest that:

(1) To the best of my knowledge, based upon a review of the covered reports of Tower Automotive, Inc. and, except as corrected or supplemented in a subsequent covered report:

- no covered report contained an untrue statement of a material fact as of the end of the period covered by such report (or in the case of a report on Form 8-K or definitive proxy materials, as of the date on which it was filed); and
- no covered report omitted to state a material fact necessary to make the statements in the covered report, in light of the circumstances under which they were made, not misleading as of the end of the period covered by such report (or in the case of a report on Form 8-K or definitive proxy materials, as of the date on which it was filed).

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(2) I have reviewed the contents of this statement with the Company's audit committee.

(3) In this statement under oath, each of the following, if filed on or before the date of this statement, is a "covered report":

- the Annual Report on Form 10-K filed with the Commission for the period ended December 31, 2001 of Tower Automotive, Inc.;
- all reports on Form 10-Q, all reports on Form 8-K and all definitive proxy materials of Tower Automotive, Inc. filed with the Commission subsequent to the filing of the Form 10-K identified above; and
- any amendments to any of the foregoing.

/s/ Dugald K. Campbell

\_\_\_\_\_  
Dugald K. Campbell,  
Principal Executive Officer  
August 12, 2002

Subscribed and sworn to before me  
this 12th day of August 2002.

/s/ Lyndann Adam

\_\_\_\_\_  
Notary Public

My Commission Expires: 6-5-06

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EXHIBIT 99.2  
TOWER AUTOMOTIVE, INC.

Statement Under Oath of Principal Executive Officer and Principal Financial Officer Regarding Facts and Circumstances Relating to Exchange Act Filings

I, Anthony A. Barone, state and attest that:

(1) To the best of my knowledge, based upon a review of the covered reports of Tower Automotive, Inc. and, except as corrected or supplemented in a subsequent covered report:

- no covered report contained an untrue statement of a material fact as of the end of the period covered by such report (or in the case of a report on Form 8-K or definitive proxy materials, as of the date on which it was filed); and
- no covered report omitted to state a material fact necessary to make the statements in the covered report, in light of the circumstances under which they were made, not misleading as of the end of the period covered by such report (or in the case of a report on Form 8-K or definitive proxy materials, as of the date on which it was filed).

(2) I have reviewed the contents of this statement with the Company's audit committee.

(3) In this statement under oath, each of the following, if filed on or before the date of this statement, is a "covered report":

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- the Annual Report on Form 10-K filed with the Commission for the period ended December 31, 2001 of Tower Automotive, Inc.;
- all reports on Form 10-Q, all reports on Form 8-K and all definitive proxy materials of Tower Automotive, Inc. filed with the Commission subsequent to the filing of the Form 10-K identified above; and
- any amendments to any of the foregoing.

/s/ Anthony A. Barone

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Anthony A. Barone,  
Principal Financial Officer  
August 12, 2002

Subscribed and sworn to before me  
this 12th day of August 2002.

/s/ Lyndann Adam

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Notary Public

My Commission Expires: 6/5/06

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