

Edgar Filing: Mittal Steel USA Inc. - Form 8-K

Mittal Steel USA Inc.
Form 8-K
April 13, 2006

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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 13, 2006

MITTAL STEEL USA INC.
(Exact Name of Registrant as Specified in Charter)

DELAWARE	1-31926	71-0871875
(State or Other Jurisdiction of Incorporation)	(Commission File Number)	(IRS Employer Identification No.)

1 SOUTH DEARBORN STREET, CHICAGO, ILLINOIS 60603-9888
(Address of Principal Executive offices, including Zip Code)

REGISTRANT'S TELEPHONE NUMBER, INCLUDING AREA CODE: 312-899-3000

(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 obligations 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 240.14-12)
- ☐ 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))
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ITEM 1.01 ENTRY INTO A MATERIAL DEFINITIVE AGREEMENT

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On April 13, 2006, the Company entered into a letter agreement with Cleveland Cliffs Inc. that resolves significant price and volume issues under the parties' three supply agreements for iron ore pellets. The agreement aggregates the Company's minimum tonnage purchase obligations through 2010 and provides flexibility for the Company to take the pellets at its choice of facilities. It also sets the minimum annual tonnage at approximately budgeted 2006 usage levels through 2010, with pricing then in effect at the facility where the pellets are delivered. The Company may also buy out a certain amount of its annual purchase requirements at a set price or, after 2006, defer up to that amount to the next year. Also, the Company has agreed not to assert certain other claims, and the parties have agreed to settle any future disputes by binding arbitration.

The terms of the letter agreement will be reflected in a definitive agreement that will effectively amend the three separate supply contracts.

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.

MITTAL STEEL USA INC.

By: /s/ CARLOS M. HERNANDEZ

Name: Carlos M. Hernandez

Title: General Counsel & Secretary

Dated: April 13, 2006