

WASHINGTON MUTUAL INC  
Form 8-K  
December 17, 2004

# 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): **December 13, 2004**

## WASHINGTON MUTUAL, INC.

(Exact name of Registrant as specified in its charter)

**Washington**  
(State or other jurisdiction  
of incorporation)

**1-14667**  
(Commission File Number)

**91-1653725**  
(I.R.S. Employer  
Identification No.)

**1201 THIRD AVENUE, WMT 1601**  
**SEATTLE, WASHINGTON 98101**  
(Address of principal executive offices and Zip Code)

Registrant's telephone number, including area code: **(206) 461-2000**

(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:

Edgar Filing: WASHINGTON MUTUAL INC - Form 8-K

- o Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
  
  - o Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
  
  - o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
  
  - o Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))
-

**Item 9.01 Financial Statements and Exhibits**

(c) Exhibits.

The exhibits listed in the accompanying Index to Exhibits relate to the Registration Statements on Form S-3 (No. 333-102991 and 333-109921) of the Registrant and are filed herewith for incorporation by reference in such Registration Statements.

| <b>Exhibit</b> | <b>Description</b>                                                            |
|----------------|-------------------------------------------------------------------------------|
| 1.1            | Underwriting Agreement dated December 13, 2004                                |
| 4.1            | Form of Note for Washington Mutual's Floating Rate Notes due January 15, 2010 |
| 4.2            | Form of Note for Washington Mutual's 4.20% Notes due January 15, 2010         |
| 5.1            | Opinion of Heller Ehrman White & McAuliffe LLP                                |

**SIGNATURE**

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.

Dated: December 17, 2003

WASHINGTON MUTUAL, INC.

By: /s/ Thomas W. Casey  
Thomas W. Casey  
Chief Financial Officer