

NICHOLAS FINANCIAL INC  
Form 8-K  
January 29, 2009

**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) January 29, 2009**

**NICHOLAS FINANCIAL, INC.**

(Exact name of registrant as specified in its Charter)

**British Columbia, Canada**  
(State or Other Jurisdiction of

Incorporation or Organization)

**0-26680**  
(Commission File Number)

**8736-3354**  
(I.R.S. Employer

Identification No.)

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**2454 McMullen Booth Road, Building C**  
**Clearwater, Florida**  
(Address of Principal Executive Offices)

**33759**  
(Zip Code)

**(727) 726-0763**

(Registrant's telephone number, including area code)

**Not applicable**

(Former name, former address and former fiscal year, 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 (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 2.02 Results of Operations and Financial Condition**

**January 29, 2009** Clearwater, Florida - Nicholas Financial, Inc. (NASDAQ: NICK) announced that for the three months ended December 31, 2008, net earnings, excluding non-cash unrealized mark-to-market loss of interest rate swaps, decreased 43% to \$1,267,000 compared to \$2,236,000 for the three months ended December 31, 2007. Per share diluted net earnings, excluding non-cash unrealized mark-to-market loss of interest rate swaps, decreased 45% to \$0.12 for the three months ended December 31, 2008 as compared to \$0.22 for the three months ended December 31, 2007. **See reconciliations of the Non-GAAP measures on page 3 of Exhibit 99.1.** Revenue increased 5% to \$13,254,000 for the three months ended December 31, 2008 as compared to \$12,614,000 for the three months ended December 31, 2007.

**Item 9.01 Financial Statements and Exhibits**

<b>Exhibit #</b>	<b>Description</b>
99.1	Press release dated January 29, 2009.

**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.

**NICHOLAS FINANCIAL, INC.**

(Registrant)

Date: January 29, 2009

/s/ Peter L. Vosotas  
Peter L. Vosotas  
Chairman, President, Chief Executive Officer  
(Principal Executive Officer)

Date: January 29, 2009

/s/ Ralph T. Finkenbrink  
Ralph T. Finkenbrink  
Senior Vice President, Chief Financial Officer  
(Principal Financial Officer and Accounting Officer)

Exhibit Index

<b>Exhibit</b>	<b>Description</b>
<b>99.1</b>	Press release dated January 29, 2009.