

CAPITAL AUTOMOTIVE REIT

Form 8-K

April 23, 2003

**SECURITIES AND EXCHANGE COMMISSION**

Washington, D.C. 20549

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**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 22, 2003

**CAPITAL AUTOMOTIVE REIT**

(Exact name of registrant as specified in its charter)

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**Maryland**

**000-23733**

**54-1870224**

(State or other jurisdiction  
of incorporation) (Commission  
file number) (I.R.S. Employer  
Identification Number)

**8270 Greensboro Drive, Suite 950  
McLean, Virginia 22102  
(703) 288-3075**

(Address, including zip code, and telephone number, including area code, of registrant's principal executive offices)

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**ITEM 7. FINANCIAL STATEMENTS, PRO FORMA FINANCIAL INFORMATION AND EXHIBITS.**

(c) Exhibits

The exhibits listed in the following index relate to the Registration Statement on Form S-3 (No. 333-73181) of the registrant and are filed herewith for incorporation by reference in such Registration Statement.

<u>Exhibit No.</u>	<u>Description</u>
1.01	Underwriting Agreement dated as of April 22, 2003, among Capital Automotive REIT, Capital Automotive L.P. and Credit Suisse First Boston LLC, as representative of the several underwriters named therein
5.01 Opinion of Shaw Pittman LLP as to the legality of the securities being registered by the registrant8.01	Opinion of Shaw Pittman LLP regarding certain material tax issues relating to the registrant23.01
23.01 Consent of Shaw Pittman LLP (included in its opinions filed as Exhibits 5.01 and 8.01)	

**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.

CAPITAL AUTOMOTIVE REIT

By: /s/ Thomas D. Eckert

Dated: April 23, 2003

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