

Edgar Filing: ACADIA REALTY TRUST - Form 8-K

ACADIA REALTY TRUST  
Form 8-K  
November 08, 2004

UNITED STATES  
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): November 4, 2004  
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Acadia Realty Trust

-----  
(Exact name of registrant as specified in its charter)

Maryland

1-12002

23-2715194

-----  
(State or other jurisdiction  
of incorporation)

(Commission File Number)

(IRS Employer  
Identification No.)

1311 Mamaroneck Avenue, Suite 260  
White Plains, New York

10605

-----  
(Address of principal executive offices)

(Zip Code)

(914) 288-8100

-----  
(Registrant's Telephone Number, including area code)

Not applicable

-----  
(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 (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))

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Item 8.01. Other Events.

On November 4, 2004, the Registrant entered into an Underwriting Agreement, dated as of November 4, 2004 (the "Underwriting Agreement"), with Citigroup Global Markets Inc. (the "Underwriter"), Yale University, The Yale University Retirement Plan for Staff Employees and Kenneth F. Bernstein, with respect to the offering of an aggregate of 3,000,000 shares of the Registrant's common shares of beneficial interest, par value \$0.001 per share ("Common Shares") by the Registrant (1,890,000 Common Shares), Yale University (954,225 Common Shares), The Yale University Retirement Plan for Staff Employees (45,775 Common Shares) and Kenneth F. Bernstein (110,000 Common Shares) (the "Offering"), and up to an additional 450,000 Common Shares which may be issued and sold pursuant to the Underwriter's over-allotment option, pursuant to effective registration statements and supplemented by a prospectus supplement dated November 4, 2004. The Underwriting Agreement is attached as Exhibit 1.1 hereto and is incorporated herein by reference.

On November 4, 2004, the Registrant issued a press release announcing the Offering (the "Press Release"). A copy of the Press Release is attached as Exhibit 99.1 hereto and is incorporated by reference herein.

Item 9.01 Financial Statements and Exhibits.

(c) Exhibits

Exhibit No. -----	Description -----
1.1	Underwriting Agreement, dated November 4, 2004.
99.1	Press Release

SIGNATURE

Pursuant to the requirements of the Securities Exchange Act of 1934, the

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Registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

By: ACADIA REALTY TRUST

Date: November 8, 2004

By: /s/ Mike Nelsen

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Name: Mike Nelsen  
Title: Senior Vice President and Chief  
Financial Officer

EXHIBIT INDEX

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