

MAXWELL TECHNOLOGIES INC

Form 8-K

December 02, 2004

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**UNITED STATES**  
**SECURITIES AND EXCHANGE COMMISSION**

Washington D.C. 20549

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**FORM 8-K**

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**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 1, 2004

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**MAXWELL TECHNOLOGIES, INC.**

(Exact name of Registrant as specified in its charter)

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Delaware  
(State of Incorporation)

1-15477  
(Commission File Number)

95-2390133  
(I.R.S. Employer

Identification No.)

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9244 Balboa Avenue

San Diego, California  
(Address of principal executive offices)

92123  
(Zip Code)

Registrant's telephone number, including area code: (858) 503-3300

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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:

- 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 5.02. Departure of Directors or Principal Officers; Election of Directors; Appointment of Principal Officers**

(a) Not applicable.

(b) Not applicable.

(c) Not applicable.

(d) On December 1, 2004, Edward B. Caudill was appointed to the board of directors (the Board ) of Maxwell Technologies, Inc. (the Company ) as a Class I director, filling the vacancy created on December 1, 2004 when the Company's Board was expanded from seven (7) to eight (8) directors. As a Class I director, Mr. Caudill will serve on the Board until the 2006 annual meeting of shareholders of the Company.

On December 2, 2004, the Company issued a press release announcing the events discussed in this Item 5.01. A copy of that press release is attached hereto as Exhibit 99.1 and incorporated herein by reference.

**Item 9.01. Financial Statements and Exhibits.**

- (a) Not applicable.
- (b) Not applicable.
- (c) Exhibits. The following exhibits are filed herewith:

| <u>Exhibit<br/>Number</u> | <u>Document</u>                                                        |
|---------------------------|------------------------------------------------------------------------|
| 99.1                      | Press release issued by Maxwell Technologies, Inc. on December 2, 2004 |

**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.

**MAXWELL TECHNOLOGIES, INC.**

Date: December 2, 2004

By: /s/ Richard D. Balanson

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Richard D. Balanson  
*President and Chief Executive Officer*

**MAXWELL TECHNOLOGIES, INC.**

**Exhibit Index to Current Report on Form 8-K**

| <b>Exhibit<br/>Number</b> | <b>Description</b>                                                     |
|---------------------------|------------------------------------------------------------------------|
| 99.1                      | Press release issued by Maxwell Technologies, Inc. on December 2, 2004 |