

OFFICE DEPOT INC
Form 8-K
February 20, 2013

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: February 20, 2013

Commission file number 1-10948

OFFICE DEPOT, INC.

(Exact name of registrant as specified in its charter)

Edgar Filing: OFFICE DEPOT INC - Form 8-K

(State or other jurisdiction
of incorporation or organization)

(I.R.S. Employer
Identification No.)

6600 North Military Trail, Boca Raton, Florida
(Address of principal executive offices)

(561) 438-4800

33496
(Zip Code)

(Registrant's telephone number, including area code)

Former name or former address, if changed since last report: N/A

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))

ITEM 2.02. RESULTS OF OPERATIONS AND FINANCIAL CONDITION

Attached hereto as Exhibit 99.1 and incorporated by reference herein is Office Depot, Inc.'s news release dated February 20, 2013, announcing its financial results for its fiscal fourth quarter and full year 2012. This release also contains forward-looking statements relating to Office Depot's fiscal year 2013.

This information is furnished pursuant to Item 2.02 of Form 8-K. The information in this report shall not be treated as filed for purposes of the Securities Exchange Act of 1934, as amended.

ITEM 9.01. FINANCIAL STATEMENTS AND EXHIBITS

Exhibit 99.1 News release of Office Depot, Inc. issued on February 20, 2013.

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 thereunto duly authorized.

OFFICE DEPOT, INC.

Date: February 20, 2013

By: /s/ ELISA D. GARCIA C.
 Elisa D. Garcia C.
 Executive Vice President, General Counsel
 and Corporate Secretary

3

or Exercise Price of Derivative Security
 3. Transaction Date (Month/Day/Year)
 3A. Deemed Execution Date, if any (Month/Day/Year)
 4. Transaction Code
 (Instr. 8)
 5. Number of Derivative Securities Acquired (A) or Disposed of (D)
 (Instr. 3, 4, and 5)
 6. Date Exercisable and Expiration Date
 (Month/Day/Year)
 7. Title and Amount of Underlying Securities
 (Instr. 3 and 4)
 8. Price of Derivative Security
 (Instr. 5)
 9. Number of Derivative Securities Beneficially Owned Following Reported Transaction(s)
 (Instr. 4)
 10. Ownership Form of Derivative Security: Direct (D) or Indirect (I)
 (Instr. 4)
 11. Nature of Indirect Beneficial Ownership
 (Instr. 4)
 Code V(A)(D) Date Exercisable Expiration Date Title Amount or Number of Shares
 Employee Stock Option (right to buy) \$
 91.707/15/2011 A 50,000 (6)07/15/2021 Class B Common Stock 50,000 \$ 0 50,000 D

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
EDWARDS TREVOR A ONE BOWERMAN DRIVE BEAVERTON, OR 97005			Vice President	

Signatures

By: John F. Coburn III For: Trevor A.
 Edwards
 07/19/2011
 **Signature of Reporting Person Date

Explanation of Responses:

- * If the form is filed by more than one reporting person, see Instruction 4(b)(v).
- ** Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
 Pursuant to Company policy, market sales of Company stock by officers and directors are permitted only after the second full trading day
 (1) after the release of quarterly earnings and ending on the last day of the second month of the following fiscal quarter, except pursuant to approved 10b5-1 trading plans.
 Restricted shares granted under the NIKE, Inc. 1990 Stock Incentive Plan. The restrictions lapse with respect to one-third of the shares on
 (2) each of the first three anniversaries of the grant date; and upon any termination of employment, any shares as to which the restrictions have not expired shall be forfeited to NIKE for cancellation and become authorized but unissued shares.

Edgar Filing: OFFICE DEPOT INC - Form 8-K

- (3) Includes 70,337 restricted shares granted under the NIKE, Inc. 1990 Stock Incentive Plan.
- (4) Shares held in account under NIKE, Inc. Employee Stock Purchase Plan.
- (5) Shares held in account under the NIKE, Inc. 401(k) and Profit Sharing Plan.
- (6) Option Granted on 07/15/2011 and becomes exercisable with respect to 25% of the shares on each of the first four anniversaries of the date of the grant.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure.

Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.