

TOLL BROTHERS INC  
Form 8-K  
December 03, 2009

**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): December 3, 2009**

**Toll Brothers, Inc.**

(Exact name of registrant as specified in its charter)

**Delaware**

**001-09186**

**23-2416878**

(State or other jurisdiction  
of incorporation)

(Commission File Number)

(IRS Employer Identification No.)

**250 Gibraltar Road, Horsham, PA**

**19044**

(Address of principal executive offices)

(Zip Code)

Registrant's telephone number, including area code: **(215) 938-8000**

(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:

- 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.

On December 3, 2009, Toll Brothers, Inc. issued a press release which contained Toll Brothers, Inc.'s results of operations for its three-month and twelve-month periods ended October 31, 2009, a copy of which release is attached hereto as Exhibit 99.1 to this report.

The information hereunder shall not be deemed to be filed for the purposes of Section 18 of the Securities Exchange Act of 1934 (the Exchange Act) or otherwise subject to the liabilities of that section, nor shall it be incorporated by reference into a filing under the Securities Act of 1933, or the Exchange Act, except as shall be expressly set forth by specific reference in such a filing.

ITEM 9.01. FINANCIAL STATEMENTS AND EXHIBITS.

(c). Exhibits.

The following Exhibits are furnished as part of this Current Report on Form 8-K:

Exhibit

No.

Item

|       |   |
|-------|---|
| 99.1* | Press release of Toll Brothers, Inc. dated December 3, 2009 announcing its financial results for the three-month and twelve-month periods ended October 31, 2009. |
|-------|---|

\* Filed electronically herewith.

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.

TOLL BROTHERS, INC.

Dated: December 3, 2009

By: /s/ Joseph R. Sicree  
Joseph R. Sicree  
Senior Vice President,  
Chief Accounting Officer