

CHEESECAKE FACTORY INC

Form 8-K

October 26, 2007

**UNITED STATES**

**SECURITIES AND EXCHANGE COMMISSION**

**FORM 8-K**



**CURRENT REPORT**

Edgar Filing: CHEESECAKE FACTORY INC - Form 8-K

**PURSUANT TO SECTION 13 OR 15(d) OF**

**THE SECURITIES EXCHANGE ACT OF 1934**



**Date of Report (Date of earliest event reported):**



October 25, 2007



**THE CHEESECAKE FACTORY INCORPORATED**

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(Exact Name of Registrant as Specified in its Charter)

**Delaware**  
(State or other jurisdiction  
of incorporation)

**0-20574**  
(Commission File Number)

**51-0340466**  
(IRS Employer Identification No.)

**26901 Malibu Hills Road**

**Calabasas Hills, California 91301**

(Address of principal executive offices) (Zip Code)

Registrant's telephone number, including area code:

**(818) 871-3000**

**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):

- o Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
  - o Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
  - o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14.d-2(b))
  - o Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))
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**SECTION 8 OTHER EVENTS**

**ITEM 8.01 OTHER EVENTS**



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**In a press release dated October 26, 2007, The Cheesecake Factory Incorporated announced the opening of its 134th Cheesecake Factory restaurant at the Southcenter Mall in Tukwila, Washington, a suburb of Seattle, on October 25, 2007. The opening marks the Company's 13th new restaurant opened in fiscal 2007. The restaurant contains approximately 10,200 square feet and 285 seats.**

**The full text of this press release is attached as Exhibit 99.1 to this report and is herein incorporated by reference.**

**In a press release dated October 26, 2007, The Cheesecake Factory Incorporated announced that its foundation raised \$268,000 in net proceeds to benefit City of Hope, an innovative biomedical research, treatment and educational institution dedicated to the prevention and cure of cancer and other life-threatening diseases. The contribution to City of Hope, based in Duarte, California, was raised at The Cheesecake Factory Oscar & Evelyn Overton Charitable Foundation's 5th Annual Invitational Charity Golf Tournament, which was held at the North Ranch Country Club in Westlake Village, California.**

**The full text of this press release is attached as Exhibit 99.2 to this report and is herein incorporated by reference.**

### SECTION 9 FINANCIAL STATEMENTS AND EXHIBITS





**ITEM 9.01 FINANCIAL STATEMENTS AND EXHIBITS**



(d) Exhibits

**99.1 Press release dated October 26, 2007 entitled, The Cheesecake Factory Opens in Tukwila, Washington**



99.2 Press release dated October 26, 2007 entitled, The Cheesecake Factory Raises \$268,000 for City of Hope; The Cheesecake Factory Oscar & Evelyn Overton Charitable Foundation Hosts 5th **Annual Invitational Charity Golf Tournament**





**SIGNATURES**





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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.

Date: October 26, 2007

THE CHEESECAKE FACTORY INCORPORATED

By: /s/ MICHAEL J. DIXON  
Michael J. Dixon  
Senior Vice President and Chief Financial Officer



**EXHIBIT INDEX**



**Exhibit**

**Description**

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- 99.2 Press release dated October 26, 2007 entitled, The Cheesecake Factory Raises \$268,000 for City of Hope; The Cheesecake Factory Oscar & Evelyn Overton Charitable Foundation Hosts 5th Annual Invitational Charity Golf Tournament