

Edgar Filing: MILLER INDUSTRIES INC /TN/ - Form NT 10-K

MILLER INDUSTRIES INC /TN/  
Form NT 10-K  
April 02, 2002

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SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, DC 20549

FORM 12b-25

Commission File Number: 0-24298  
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NOTIFICATION OF LATE FILING

(Check One):  Form 10-K    Form 11-K    Form 2-F  
 Form 10-Q    Form N-SAR

For Period Ended:

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 Transition Report on Form 10-K    Transition Report on Form 10-Q  
 Transition Report on Form 20-F    Transition Report on Form N-SAR  
 Transition Report on Form 11-K

For the Transition Period Ended:

April 30, 2001 to December 31, 2001  
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READ ATTACHED INSTRUCTION SHEET BEFORE PREPARING FORM.  
PLEASE PRINT OR TYPE.

Nothing in this form shall be construed to imply that the Commission has verified any information contained herein

If the notification relates to a portion of the filing checked above, identify the Item(s) to which the notification relates:  
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PART I. REGISTRANT INFORMATION

Full name of registrant

Miller Industries, Inc.  
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Former name if applicable

N/A  
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Address of principal executive office (STREET AND NUMBER)

8503 Hilltop Drive  
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City, State and Zip Code

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Ooltewah, Tennessee 37363

PART II. RULE 12B-25 (B) AND (C)

If the subject report could not be filed without unreasonable effort or expense and the registrant seeks relief pursuant to Rule 12b-25(b), the following should be completed. (Check box if appropriate.)

[X]

(a) The reasons described in reasonable detail in Part III of this form could not be eliminated without unreasonable effort or expense;

(b) The subject annual report, semi-annual report, transition report on Form 10-K, 20-F, 11-K or Form N-SAR, or portion thereof will be filed on or before the 15th calendar day following the prescribed due date; or the subject quarterly report or transition report on Form 10-Q, or portion thereof will be filed on or before the fifth calendar day following the prescribed due date; and

(c) The accountant's statement or other exhibit required by Rule 12b-25(c) has been attached if applicable.

PART III. NARRATIVE

State below in reasonable detail the reasons why Form 10-K, 11-K, 20-F, 10-Q, N-SAR or the transition report portion thereof could not be filed within the prescribed time period. (Attach extra sheets if needed.)

The Registrant's Transition Report on Form 10-K for the eight months ended December 31, 2001 could not be filed within the prescribed time period without unreasonable effort and expense due to delays occasioned by negotiations with Registrant's bank group to obtain a waiver of certain loan covenants. Such negotiations required more time than anticipated and has prevented Registrant from completing the preparation of its 10-K Transition Report filing. The subject 10-K Transition Report will be filed no later than the fifteenth day following the prescribed due date.

PART IV. OTHER INFORMATION

(1) Name and telephone number of person to contact in regard to this notification

Frank Madonia (423) 238-4171

(Name) (Area Code) (Telephone number)

(2) Have all other periodic reports required under Section 13 or 15(d) of the Securities Exchange Act of 1934 or Section 30 of the Investment Company Act of 1940 during the preceding 12 months or for such shorter period that the registrant was required to file such report(s) been filed? If the answer is no, identify report(s).

[x] Yes [ ] No

(3) Is it anticipated that any significant change in results of operations from the corresponding period for the last fiscal year will be reflected by the earnings statements to be included in the subject report or portion thereof?

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[ ] Yes [x] No

If so: attach an explanation of the anticipated change, both narratively and quantitatively, and, if appropriate, state the reasons why a reasonable estimate of the results cannot be made.

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MILLER INDUSTRIES, INC.

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(Name of registrant as specified in charter)

Has caused this notification to be signed on its behalf by the undersigned thereunto duly authorized.

Date

April 1, 2002  
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By /s/ Frank Madonia  
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Frank Madonia  
Executive Vice President