

Edgar Filing: IDACORP INC - Form 8-K

IDACORP INC
Form 8-K
December 15, 2005

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, DC 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 15, 2005

| Commission File Number | Exact name of registrant as specified in its charter, address of principal executive offices and registrant's telephone number | IRS Employer Identification Number |
|---------------------------|--|---------------------------------------|
| 1-14465 | IDACORP, Inc. 1221 W. Idaho Street Boise, ID 83702-5627 (208) 388-2200 | 82-0505802 |

State or Other Jurisdiction of Incorporation: Idaho

None

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.):

- 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))

IDACORP, Inc.
Form 8-K

ITEM 8.01 OTHER EVENTS.

On December 15, 2005, IDACORP, Inc. ("IDACORP") entered into a Sales Agency Agreement with BNY Capital Markets, Inc. ("BNYCM"). Under the terms of the

Edgar Filing: IDACORP INC - Form 8-K

Sales Agency Agreement, IDACORP may offer and sell up to 2,500,000 shares of its common stock, without par value, and the preferred share purchase rights attached thereto (the "Shares") from time to time through BNYCMI, as IDACORP's agent for the offer and sale of the Shares.

A copy of the Sales Agency Agreement is filed as Exhibit 1.1 hereto. On December 15, 2005, in connection with this offer and sale of the Shares from time to time, IDACORP filed a prospectus supplement with the Securities and Exchange Commission pursuant to Rule 424(b).

ITEM 9.01 FINANCIAL STATEMENTS AND EXHIBITS.

(c) Exhibits.

| Number | Description |
|--------|--|
| 1.1 | Sales Agency Agreement, dated December 15, 2005, between IDACORP, Inc. and BNY Capital Markets, Inc. |
| 5.1 | Opinion of Thomas R. Saldin, Esq. |
| 5.2 | Opinion of LeBoeuf, Lamb, Greene & MacRae LLP |
| 23.1 | Consent of Thomas R. Saldin, Esq. (included in Exhibit 5.1) |
| 23.2 | Consent of LeBoeuf, Lamb, Greene & MacRae LLP (included in Exhibit 5.2) |

2

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 hereunto duly authorized.

Dated: December 15, 2005

IDACORP, Inc.

By: /s/ Darrel T. Anderson

Darrel T. Anderson
Senior Vice President -
Administrative Services and
Chief Financial Officer

3

INDEX TO EXHIBITS

| Number | Description |
|--------|--|
| 1.1 | Sales Agency Agreement, dated December 15, 2005, between IDACORP, Inc. and BNY Capital Markets, Inc. |

Edgar Filing: IDACORP INC - Form 8-K

- 5.1 Opinion of Thomas R. Saldin, Esq.
- 5.2 Opinion of LeBoeuf, Lamb, Greene & MacRae LLP
- 23.1 Consent of Thomas R. Saldin, Esq. (included in Exhibit 5.1)
- 23.2 Consent of LeBoeuf, Lamb, Greene & MacRae LLP (included in Exhibit 5.2)