

Edgar Filing: CANDIES INC - Form 8-K

CANDIES INC  
Form 8-K  
December 19, 2003

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 15, 2003

CANDIE'S, INC.

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(Exact name of Registrant as specified in its charter)

|   |                             |   |
|---|-----------------------------|---|
| DELAWARE  | 001-10593                   | 11-2481903                              |
| -----   | -----                       | -----                                   |
| (State or other jurisdiction<br>of incorporation) | (Commission<br>File Number) | (I.R.S. Employer<br>Identification No.) |

|  |            |
|--|------------|
| 215 West 40th Street, New York, NY       | 10018      |
| -----                                    | -----      |
| (Address of principal executive offices) | (Zip Code) |

Registrant's telephone number, including area code: (212) 730-0030  
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(Former name or former address, if changed since last report)

Item 12. Results of Operations and Financial Condition.

On December 15, 2003 Candie's, Inc. (the "Company") issued a press release announcing its results of operations for the fiscal quarter and nine months ended October 31, 2003. A copy of the press release is attached hereto as Exhibit 99.1 and is incorporated herein by reference.

The press release includes certain non-GAAP financial measures for the periods presented with respect to "operating loss (income) before special charges" and "comparable licensing income" and a qualitative reconciliation of

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the non-GAAP financial measures to the most directly comparable GAAP financial measures. Management of the Company has chosen to provide the non-GAAP information in the press release because it believes that it provides a meaningful comparison of the Company's operating performance and licensing income for the periods presented. The non-GAAP financial measures should not be considered in isolation or as a substitution for measures of financial performance prepared in accordance with GAAP.

### 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 thereunto duly authorized.

CANDIE'S, INC.  
(Registrant)

By: /s/ Richard Danderline

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Richard Danderline  
Executive Vice President,  
- Finance and Operations

Date: December 19, 2003