

Edgar Filing: ALABAMA POWER CO - Form 8-K

ALABAMA POWER CO  
Form 8-K  
October 08, 2008  
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) October 8, 2008

| <b>Commission</b>         | <b>Registrant, State of Incorporation,</b>                                                                                                            | <b>I.R.S. Employer</b>           |
|---------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------|
| <b><u>File Number</u></b> | <b><u>Address and Telephone Number</u></b>                                                                                                            | <b><u>Identification No.</u></b> |
| 1-3164                    | Alabama Power Company<br><br>(An Alabama Corporation)<br><br>600 North 18 <sup>th</sup> Street<br><br>Birmingham, Alabama 35291<br><br>(205) 257-1000 | 63-0004250                       |

The address of the registrant has not changed since the 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)

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- o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-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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### Item 3.02. Unregistered Sales of Equity Securities.

On October 8, 2008, Alabama Power Company issued to The Southern Company, in a private placement, 1,875,000 shares of Alabama Power Company's common stock, \$40.00 par value per share, for an aggregate purchase price of \$75,000,000. There were no underwriting discounts or commissions. The issuance to The Southern Company was exempt from registration under the Securities Act of 1933, as amended (the "Act"), pursuant to Section 4(2) of the Act because it was a transaction by an issuer that did not involve a public offering.

### 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.

Date: October 8, 2008

ALABAMA POWER COMPANY

By /s/Wayne Boston

Wayne Boston

Assistant Secretary