

ARES CAPITAL CORP  
Form 8-K  
November 08, 2010

**UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION**

WASHINGTON, DC 20549

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**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) **November 8, 2010**

**ARES CAPITAL CORPORATION**

(Exact Name of Registrant as Specified in Charter)

**Maryland**  
(State or Other Jurisdiction  
of Incorporation)

**000-50697**  
(Commission  
File Number)

**33-1089684**  
(IRS Employer  
Identification No.)

**280 Park Avenue, 22nd Floor, Building East, New York, NY**  
(Address of Principal Executive Offices)

**10017**  
(Zip Code)

Registrant's telephone number, including area code **(212) 750-7300**

N/A

## Edgar Filing: ARES CAPITAL CORP - Form 8-K

(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):

- 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))
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**Item 1.01. Entry into a Material Definitive Agreement.**

The information with respect to the Plan (as defined below) contained in Item 8.01 of this report is incorporated by reference in this Item 1.01.

**Item 8.01. Other Events.**

On November 8, 2010, Ares Capital Corporation, a Maryland corporation (the "Company") provided notice to its registered stockholders that are participants in the Company's dividend reinvestment plan that the Company expects to amend and restate its dividend reinvestment plan (the "Plan") effective December 13, 2010 to, among other things, reflect that The Bank of New York Mellon ("BNY Mellon") will replace Computershare Trust Company, N.A. ("Computershare") as the Company's plan administrator under the Plan. The change in plan administrator is in connection with the Company's expected change in transfer agent from an affiliate of Computershare to BNY Mellon that is currently scheduled to be effective December 13, 2010. When the amended and restated Plan becomes effective December 13, 2010, it will apply to dividends paid thereafter.

Descriptions of the amended Plan in this current report are qualified in their entirety by reference to a copy of such document that is filed as Exhibit 10.1 to this current report and incorporated by reference herein.

**Item 9.01 Financial Statements and Exhibits.**

(d) Exhibits:

| <b>Exhibit Number</b> | <b>Description</b>   |
|-----------------------|--|
| 10.1                  | Amended and Restated Dividend Reinvestment Plan, effective as of December 13, 2010 |

**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 hereunto duly authorized.

ARES CAPITAL CORPORATION

Date: November 8, 2010

|        |                         |
|--------|-------------------------|
| By:    | /s/ Richard S. Davis    |
| Name:  | Richard S. Davis        |
| Title: | Chief Financial Officer |

Exhibit Index

| Exhibit Number | Description  |
|----------------|--|
| 10.1           | Amended and Restated Dividend Reinvestment Plan, effective as of December 13, 2010 |