PRESSTEK INC /DE/ Form 8-K February 08, 2005

# UNITED STATES 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

February 2, 2005

Date of Report (Date of earliest event reported) **Presstek, Inc.** 

(Exact name of Registrant as specified in its Charter)

Delaware (State or Other Jurisdiction of Incorporation or Organization) 0-17541 (Commission File Number) 02-0415170 (I.R.S. Employer Identification No.)

55 Executive Drive Hudson, New Hampshire 03051-4903

(Address of Principal Executive Offices) (603) 595-7000

Registrant s telephone number, including area code

(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:

- " 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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### Section 1 Registrant s Business and Operations

## Item 1.01. Entry into a Material Definitive Agreement

**a.** On February 2, 2005, Presstek, Inc. (the Company ) and Edward J. Marino, President and Chief Executive Officer of the Company entered into an employment agreement (the Marino Employment Agreement ), which replaces the Company s employment agreement with Mr. Marino dated November 19, 2003. The terms and conditions of the Marino Employment Agreement are more fully set forth in Exhibit 99.1 attached to this current report, which exhibit is incorporated herein by reference in its entirety.

**b.** On February 2, 2005, the Company and Moosa E. Moosa, Executive Vice President and Chief Financial Officer of the Company entered into an employment agreement (the Moosa Employment Agreement ), which formally appoints Mr. Moosa as Executive Vice President and replaces the Company s employment agreement with Mr. Moosa dated December 31, 2003. Mr. Moosa will also continue to serve as the Company s Chief Financial Officer. The terms and conditions of the Moosa Employment Agreement are more fully set forth in Exhibit 99.2 attached to this current report, which exhibit is incorporated herein by reference in its entirety.

## Section 9 Financial Statements and Exhibits

### Item 9.01. Financial Statements and Exhibits

- (c) Exhibits
- 99.1 Employment Agreement dated February 2, 2005, between Presstek, Inc. and Edward J. Marino. Filed herewith.
- 99.2 Employment Agreement dated February 2, 2005, between Presstek, Inc. and Moosa E. Moosa. Filed herewith.

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#### 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.

## PRESSTEK, INC.

Date: February 8, 2005

By: /s/ Moosa E. Moosa

Moosa E. Moosa Executive Vice President Finance and Chief Financial Officer

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# EXHIBIT INDEX

- Exhibit No. Description
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  - 99.2 Employment Agreement dated February 2, 2005, between Presstek, Inc. and Moosa E. Moosa. Filed herewith.