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MESTEK INC Form 8-K August 17, 2004

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) AUGUST 17, 2004

MESTEK, INC.

(EXACT NAME OF REGISTRANT AS SPECIFIED IN ITS CHARTER)

Pennsylvania (State or other jurisdiction (Commission (IRS Employer of incorporation) File Number) Identification No.)

1-448

25-0661650

260 North Elm Street, Westfield, MA 01085 (Address of principal executive offices) (Zip Code) Registrant's telephone number, including area code (413)-568-9571

ITEM 9. REGULATION FD DISCLOSURE

On August 17, 2004, Mestek, Inc. (the "Company") issued a press release relating to the confirmation by the United States Bankruptcy Court for the District of Delaware of the Fourth Amended Plan of Reorganization for Met-Coil Systems Corporation ("Met-Coil"), a second tier subsidiary of the Company, and the recommendation by the Bankruptcy Court that the United States District Court (Del.) approve and enter a "channeling" injunction and certain third party releases contained in the Plan.

The information included in this Form 8-K, including the press release attached as Exhibit 99.1, are incorporated by reference into this Item 9 in satisfaction of the public disclosure requirements of Regulation FD. This information is "furnished" and not "filed" for purposes of Section 18 of the Securities Exchange Act of 1934, or otherwise subject to the liabilities of that section. It may be incorporated by reference in another filing under the Securities Exchange Act of 1934 or the Securities Act of 1933 only if and to the extent such subsequent filing specifically references the information incorporated by reference herein.

INFORMATION CONCERNING FORWARD-LOOKING STATEMENTS--Certain of the

statements contained in the press release attached hereto, including, without limitation, statements as to management's good faith expectations and beliefs are forward-looking statements. Forward-looking statements are made based upon management's expectations and belief concerning future developments and their potential effect upon the Company. There can be no assurance that future developments will be in accordance with management's

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expectations or that the effect of future developments on the Company will be those anticipated by management. For additional information about risks and uncertainties that could adversely affect the Company's forward-looking statements, please refer to the Company's filings with the Securities and Exchange Commission, including its Quarterly Report on Form 10-Q for the fiscal quarter ended June 30, 2004.

ITEM 7. -- FINANCIAL STATEMENTS AND EXHIBITS

The following exhibit is filed or furnished as part of this Report to the extent described in Item 9.

Exhibit Name Description

99.1

Press Release dated August 17, 2004 pertaining to the Bankruptcy Court's confirmation of the Company's and its second tier subsidiary, Met-Coil's jointly proposed Fourth Amended Plan of Reorganization for Met-Coil in Met-Coil's bankruptcy cases and recommendation by the Bankruptcy Court that the United States District Court (Del.) approve and enter a "channeling" injunction and certain third party releases contained in the Plan.

SIGNATURE

Pursuant to the requirements of the Securities Exchange Act of 1934, the Company has duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

MESTEK, INC.

By /s/ Stephen M. Shea

Stephen M. Shea

Senior Vice President Chief Financial Officer

Date: August 17, 2004