

AMERISOURCEBERGEN CORP

Form 8-K

February 11, 2004

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**UNITED STATES**  
**SECURITIES AND EXCHANGE COMMISSION**

Washington, DC 20549

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**FORM 8-K**

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**CURRENT REPORT**

**PURSUANT TO SECTION 13 OR 15(d) OF THE**  
**SECURITIES EXCHANGE ACT OF 1934**

Date of Report (Date of earliest event reported): February 11, 2004

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**AmerisourceBergen Corporation**

(Exact name of Registrant as specified in its charter)

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**Delaware**  
(State or Other Jurisdiction of

Incorporation or Organization)

**1-16671**  
Commission File Number

1300 Morris Drive

**23-3079390**  
(I.R.S. Employer

Identification Number)

19087

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**Chesterbrook, PA**  
(Address of principal executive offices)

(Zip Code)

**Registrant's telephone number, including area code: (610) 727-7000**

N/A

(Former name or former address, if changed since last report.)

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Item 5. Other Events.

On February 11, 2004, AmerisourceBergen Corporation (the Registrant ) issued a news release announcing that the U.S. Court of Federal Claims (the Court ) has issued a consent order delaying the implementation of the recent award of the Department of Veterans Affairs ( VA ) Pharmaceutical Prime Vendor contract to McKesson Corporation until 45 days after the Court renders a decision on the merits of the Registrant s challenge of the award. A copy of the news release is filed as Exhibit 99.1 to this report and incorporated herein by reference.

On February 6, 2004, the administrative record of the VA s award was released to outside legal counsel for the Registrant. The administrative record is not available, however, to the Registrant, either directly or indirectly. As a result, the Registrant does not know what portions, if any, of its challenge to the VA s award are supported by the record and cannot predict the outcome of the legal proceeding.

Item 7. Financial Statements and Exhibits.

(c) Exhibits.

99.1 News Release dated February 11, 2004

