

NICHOLAS FINANCIAL INC  
Form 8-K  
October 29, 2009

**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) October 29, 2009**

**NICHOLAS FINANCIAL, INC.**

(Exact name of registrant as specified in its Charter)

**British Columbia, Canada**  
(State or Other Jurisdiction of

Incorporation or Organization)

**0-26680**  
(Commission

File Number)

**8736-3354**  
(I.R.S. Employer

Identification No.)

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**2454 McMullen Booth Road, Building C**

**Clearwater, Florida**  
(Address of Principal Executive Offices)

**33759**  
(Zip Code)

**(727) 726-0763**

(Registrant's telephone number, including area code)

**Not applicable**

(Former name, former address and former fiscal year, 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))

**Item 2.02 Results of Operations and Financial Condition**

**October 29, 2009** Clearwater, Florida - Nicholas Financial, Inc. (NASDAQ: NICK) announced that for the three months ended September 30, 2009, net earnings, excluding changes in fair value of interest rate swaps increased 189% to \$2,286,000 as compared to \$792,000 for the three months ended September 30, 2008. Per share diluted net earnings, excluding changes in fair value of interest rate swaps, increased 175% to \$0.22 for the three months ended September 30, 2009 as compared to \$0.08 for the three months ended September 30, 2008. **See reconciliations of the non-GAAP measures on page 2 of Exhibit #99.1.** Revenue increased 5% to \$14,158,000 for the three months ended September 30, 2009 as compared to \$13,505,000 for the three months ended September 30, 2008.

**Item 9.01 Financial Statements and Exhibits**

| <b>Exhibit #</b> | <b>Description</b>                    |
|------------------|---------------------------------------|
| 99.1             | Press release dated October 29, 2009. |

**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.

**NICHOLAS FINANCIAL, INC.**  
(Registrant)

Date: October 29, 2009

/s/ PETER L. VOSOTAS  
**Peter L. Vosotas**  
**Chairman, President, Chief Executive Officer**  
**(Principal Executive Officer)**

Date: October 29, 2009

/s/ RALPH T. FINKENBRINK  
**Ralph T. Finkenbrink**  
**Senior Vice President, Chief Financial Officer**  
**(Principal Financial Officer and Accounting Officer)**

**Exhibit Index**

| <b>Exhibit</b> | <b>Description</b>                    |
|----------------|---------------------------------------|
| 99.1           | Press release dated October 29, 2009. |