

Edgar Filing: EMBRAER BRAZILIAN AVIATION CO - Form 6-K

EMBRAER BRAZILIAN AVIATION CO  
 Form 6-K  
 August 16, 2004

FORM 6-K

SECURITIES AND EXCHANGE COMMISSION  
 Washington, D.C. 20549

Report of Foreign Private Issuer  
 Pursuant to Rule 13a-16 or 15d-16  
 under the Securities Exchange Act of 1934

For the month of August, 2004

Commission File Number: 1-15102

Embraer - Brazilian Aviation Company  
 (Translation of registrant's name into English)

EMBRAER - EMPRESA BRASILEIRA DE AERONAUTICA S.A.  
 Av. Brigadeiro Faria Lima, 2170  
 12227-901 Sao Jose dos Campos, Sao Paulo, Brazil  
 (Address of principal executive offices)

Indicate by check mark whether the registrant files or will file annual reports  
 under cover of Form 20-F or Form 40-F: Form 20-F X Form 40-F  
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Indicate by check mark if the registrant is submitting the Form 6-K in paper as  
 permitted by Regulation S-T Rule 101(b)(1): \_\_\_\_\_

Indicate by check mark if the registrant is submitting the Form 6-K in paper as  
 permitted by Regulation S-T Rule 101(b)(7): \_\_\_\_\_

Indicate by check mark whether by furnishing the information contained in this  
 Form, the registrant is also thereby furnishing the information to the  
 Commission pursuant to Rule 12g3-2(b) under the Securities Exchange Act of 1934:  
 Yes                No X  
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If "Yes" is marked, indicate below the file number assigned to the registrant in  
 connection with Rule 12g3-2(b): 82-\_\_\_\_\_

This report on Form 6-K shall be incorporated by reference in the Registration  
 Statement on Form F-3 (Registration No. 333-14018) as amended, filed by Embraer  
 - Empresa Brasileira de Aeronautica S.A. under the Securities Act of 1933, to  
 the extent not superseded by documents or reports subsequently filed by Embraer  
 - Empresa Brasileira de Aeronautica S.A. under the Securities Act of 1933 or the  
 Securities Exchange Act of 1934.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934,

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the registrant has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

EMBRAER - EMPRESA BRASILEIRA DE  
AERONAUTICA S.A.

Dated: August 16, 2004

By: /s/ CARLOS ROCHA VILLELA  
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Name: Carlos Rocha Villela

Title: General Counsel

### EXHIBIT INDEX -----

1. One copy of the Company's US GAAP Earnings Release for the quarter ended June 30, 2004, dated August 13, 2004.