

Edgar Filing: EXPRESS SCRIPTS INC - Form 8-K

EXPRESS SCRIPTS INC
Form 8-K
January 16, 2003

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

Date of Report: January 16, 2003

Express Scripts, Inc.

(Exact Name of Registrant as specified in its Charter)

Delaware

0-20199

43-1420563

(State or other jurisdiction of
corporation)

(Commission File No.)

(I.R.S. Employer
Identification No.)

13900 Riverport Drive, Maryland Heights, Missouri

63043

(Address of Principal Executive Offices)

(Zip Code)

Registrant's telephone number, including area code: _____

(314) 770-1666

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

Item 5. Other Events

Express Scripts, Inc. has previously disclosed in its filings with the Securities and Exchange Commission that it is a defendant in MINSHEW V. EXPRESS SCRIPTS, Case No. 4:02cv1503SNL (E.D. Mo.), a purported class action lawsuit asserting that certain of our business practices violate fiduciary duties arising under the Employee Retirement Income Security Act (ERISA).

In a ruling issued January 15, 2003, the court granted Express Scripts' motion to dismiss and dismissed the MINSHEW lawsuit for lack of standing.

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SIGNATURE

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.

EXPRESS SCRIPTS, INC.

Date: January 16, 2003

By: /s/ Barrett A. Toan

Barrett A. Toan
Chairman and Chief Executive Officer