Edgar Filing: HOME SOLUTIONS OF AMERICA INC - Form 8-K

HOME SOLUTIONS OF AMERICA INC Form 8-K June 26, 2006

# UNITED STATES 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 (date of earliest event reported): June 26, 2006

# Home Solutions of America, Inc.

(Exact Name of Registrant as Specified in its Charter)

Delaware	001-31711	99-0273889
(State of Incorporation)	(Commission File Number)	(IRS Employer Identification No.)
	1500 Dragon Street, Suite B, Dallas	, Texas 75207
	(Address of Principal Executive Office	es) (Zip Code)
Registrant's Telephone Nur	mber, Including Area Code:	(214) 623-8446
-	T C 11 'C 1	1 ' 1
	Former name or former address, if change	ed since last report
	below if the Form 8-K filing is intended to sthe following provisions (see General Instru-	imultaneously satisfy the filing obligation of
ne registrant under any of t	below if the Form 8-K filing is intended to s	imultaneously satisfy the filing obligation oction A.2. below):
ne registrant under any of t  ] Written communication	below if the Form 8-K filing is intended to s the following provisions (see General Instru-	imultaneously satisfy the filing obligation oction A.2. below):  Act (17 CFR 230.425)
Printed Programmer Pro	below if the Form 8-K filing is intended to so the following provisions (see General Instru- ns pursuant to Rule 425 under the Securities	imultaneously satisfy the filing obligation oction A.2. below):  Act (17 CFR 230.425)  tt (17 CFR 240.14a-12)

# ITEM 3.01 NOTICE OF DELISTING OR FAILURE TO SATISFY A CONTINUED LISTING RULE OR STANDARD; TRANSFER OF LISTING.

On June 26, 2006, the Board of Directors of Home Solutions of America, Inc., a Delaware corporation (the "Company") adopted resolutions approving the continued listing of its common stock, par value \$.001 per share (the "Common Stock") on The American Stock Exchange ("AMEX"). Also on June 26, 2006, the Company announced that there will be a delay in the listing of its Common Stock on The Nasdaq National Market System ("Nasdaq") as a result of requests from the Nasdaq staff for additional information in connection with the listing process. On June 12, 2006, the Nasdaq staff approved the listing of the Company's Common Stock, which was originally scheduled to become effective with the commencement of trading on June 27, 2006.

The Company will announce the rescheduled date for the commencement of trading of the Company's Common Stock on the Nasdaq when that information is available. In the interim, the Company's Common Stock will continue to be traded on the AMEX under the symbol "HOM".

#### ITEM 7.01 REGULATION FD DISCLOSURE.

On June 26, 2006, the Company issued a press release announcing its intent to continue trading its Common Stock on the AMEX and announcing the delay of the trading of its Common Stock on Nasdaq. A copy of the June 26<sup>th</sup> press release, attached hereto as Exhibit 99.1, is being furnished pursuant to Regulation FD and is incorporated by reference herein.

<u>Limitation on Incorporation by Reference:</u> In accordance with general instruction B.2 of Form 8-K, the information in this Item 7.01 shall not be deemed to be "filed" for the purposes of Section 18 of the Securities Exchange Act of 1934 or otherwise subject to the liability of that section.

#### Item 9.01 Financial Statements and Exhibits.

#### (D) Exhibits.

Exhibit 99.1 Press Release dated June 26, 2006

#### Safe Harbor for Forward-Looking Statements

Information set forth or incorporated by reference in this document contains financial estimates and other "forward-looking" statements within the meaning of the Private Securities Litigation Reform Act of 1995. These statements are typically preceded by words such as "believes," "expects," "anticipates," "intends," "will," "may," "should," or similar expressions. These forward-looking statements are subject to risks and uncertainties that may cause actual future experience and results to differ materially from those discussed in these forward-looking statements.

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#### **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.

Home Solutions of America, Inc.

Date: June 26, 2006 By: <u>/s/ Rick J. O'Brien</u>

Name: Rick J. O'Brien

Title: President and Chief Operating Officer

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# **Exhibit Index**

# (D) Exhibits.

Exhibit 99.1 Press Release dated June 26, 2006