

Edgar Filing: MITSUI & CO LTD - Form CB

MITSUI & CO LTD
Form CB
February 10, 2004

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, D.C. 20549

FORM CB

TENDER OFFER/RIGHTS OFFERING NOTIFICATION FORM

Please place an X in the box(es) to designate the appropriate rule provision(s) relied upon to file this Form:

| | |
|--|-----|
| Securities Act Rule 801 (Rights Offering) | [] |
| Securities Act Rule 802 (Exchange Offer) | [X] |
| Exchange Act Rule 13e-4(h) (8) (Issuer Tender Offer) | [] |
| Exchange Act Rule 14d-1(c) (Third Party Tender Offer) | [] |
| Exchange Act Rule 14e-2(d) (Subject Company Response) | [] |
| Filed or submitted in paper if permitted by Regulation S-T Rule 101(b) (8) | [] |

TOYO OFFICEMATION KABUSHIKI KAISHA

(Name of Subject Company)

TOYO OFFICEMATION INC.

(Translation of Subject Company's Names into English (if applicable))

JAPAN

(Jurisdiction of Subject Company's Incorporation or Organization)

MITSUI & CO., LTD.

(Names of Person(s) Furnishing Form)

COMMON STOCK

(Title of Class of Subject Securities)

N/A

(CUSIP Number of Class of Securities (if applicable))

TETSUHIRO OYOSHI
1-13-10, SHIBAURA
MINATO-KU
TOKYO 105-0023
JAPAN
(81-3) 3454-0814

(Names, Addresses (including zip code) and Telephone Numbers
(including area code) of Person(s) Authorized to Receive Notices and
Communications on Behalf of Subject Company)

N/A

Edgar Filing: MITSUI & CO LTD - Form CB

(Date Tender Offer/Rights Offering Commenced)

-1-

PART I -- INFORMATION SENT TO SECURITY HOLDERS

ITEM 1. HOME JURISDICTION DOCUMENTS

(a) The following document is attached as exhibit to this Form:

| Exhibit number | Description |
|----------------|--|
| ----- | ----- |
| A | English translation of Notice of Convocation of Extraordinary General Meeting of Shareholders of Toyo Officemation Inc., dated February 10, 2004 concerning, among other things, Proposed Share Exchange Transaction with Mitsui & Co., Ltd. |

(b) Not applicable.

ITEM 2. INFORMATIONAL LEGENDS

A legend complying with Rule 802(b) under the Securities Act of 1933, as amended, is included on the first page of the document filed as Exhibit.

PART II -- INFORMATION NOT REQUIRED TO BE SENT TO SECURITY HOLDERS

The following document is attached as exhibit to this Form:

| Exhibit number | Description |
|----------------|--|
| ----- | ----- |
| 1 | Press release, dated December 17, 2003, concerning the notice of making Toyo Officemation Inc. a wholly owned subsidiary of Mitsui & Co., Ltd. through a stock swap* |

PART III -- CONSENT TO SERVICE OF PROCESS

Mitsui & Co., Ltd. has previously filed with the Commission a written irrevocable consent and power of attorney on Form F-X on December 17, 2003.

-2-

PART IV -- SIGNATURES

After due inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and

Edgar Filing: MITSUI & CO LTD - Form CB

correct.

Mitsui & Co., Ltd.

By /s/ Yasuo Hayashi

Name: Yasuo Hayashi
Title: Executive Director
Senior Executive Managing Officer

Date: February 10, 2004

* Previously furnished to the Commission as a part of Form CB on December 17, 2003.