MKS INSTRUMENTS INC Form 8-K October 24, 2012

### **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): October 24, 2012

# MKS Instruments, Inc.

(Exact name of registrant as specified in its charter)

Massachusetts000-2362104-2277512(State or other jurisdiction(Commission(I.R.S. Employer

of incorporation) File Number) Identification No.)

2 Tech Drive, Suite 201, Andover,

Massachusetts 01810 (Address of principal executive offices) (Zip Code)

Registrant s telephone number, including area code: 978-645-5500

### Not Applicable

### Former name or former address, 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:

- " 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.

On October 24, 2012, MKS Instruments, Inc. announced its financial results for the quarter ended September 30, 2012. The full text of the press release is attached as Exhibit 99.1 to this Current Report on Form 8-K.

The information in this Form 8-K and the Exhibit attached hereto shall not be deemed filed for purposes of Section 18 of the Securities Exchange Act of 1934 (the Exchange Act ) or otherwise subject to the liabilities of that section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933 of the Exchange Act, except as expressly set forth by specific reference in such a filing.

### Item 9.01 Financial Statements and Exhibits.

- (d) Exhibits
- 99.1 Press Release dated October 24, 2012.

#### **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.

MKS Instruments, Inc.

October 24, 2012 By: /s/ Seth H. Bagshaw

Name: Seth H. Bagshaw

Title: Vice President, CFO & Treasurer

### **Exhibit Index**

Exhibit No. Description

99.1 Press Release dated October 24, 2012