

Edgar Filing: J C PENNEY CO INC - Form 8-K

J C PENNEY CO INC
Form 8-K
September 06, 2002

SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, D.C. 20549

FORM 8-K

CURRENT REPORT
PURSUANT TO SECTION 13 OR 15(d) OF THE
THE SECURITIES EXCHANGE ACT OF 1934

Date of Report (Date of earliest event reported): September 6, 2002

J. C. Penney Company, Inc.
(Exact name of registrant as specified in its charter)

| | | |
|---|--------------------------------|---|
| Delaware (State or other jurisdiction of incorporation) | 1-777 (Commission File No.) | 26-0037077 (I.R.S. Employer Identification No.) |
| 6501 Legacy Drive Plano, Texas (Address of principal executive offices) | | 75024-3698 (Zip code) |
| Registrant's telephone number, including area code: (972) 431-1000 | | |

Item 5. Other Events and Regulation FD Disclosure

On September 6, 2002, J. C. Penney Company, Inc. submitted to the Securities and Exchange Commission ("Commission") the Statements under Oath of Principal Executive Officer and Principal Financial Officer ("Sworn Statements") in accordance with the Commission's June 27, 2002, order requiring the filing of sworn statements pursuant to Section 21(a)(1) of the Securities Exchange Act of 1934. A copy of the Sworn Statements is filed herewith as Exhibits 99.1 and 99.2, and incorporated by reference herein.

On September 6, 2002, J. C. Penney Company, Inc. submitted to the Securities and Exchange Commission ("Commission") the Chief Executive Officer and Chief Financial Officer Certifications required by Section 906 of the Sarbanes-Oxley Act of 2002 ("Certifications"). A copy of the Certifications is filed herewith as Exhibits 99.3 and 99.4, and incorporated by reference herein.

Item 7. Financial Statements and Exhibits.

(c) Exhibits.

99.1 Statement Under Oath of Allen I. Questrom, Principal

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Executive Officer of J. C. Penney Company, Inc., Regarding Facts and Circumstances Relating to Exchange Act Filings.

99.2 Statement Under Oath of Robert B. Cavanaugh, Principal Financial Officer of J. C. Penney Company, Inc., Regarding Facts and Circumstances Relating to Exchange Act Filings.

99.3 Certification by Chief Executive Officer Required by Section 906 of the Sarbanes-Oxley Act of 2002.

99.4 Certification by Chief Financial Officer Required by Section 906 of the Sarbanes-Oxley Act of 2002.

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.

J. C. PENNEY COMPANY, INC.

By: /s/ Charles R. Lotter

Charles R. Lotter
Executive Vice President,
Secretary and General Counsel

Date: September 6, 2002