

ADA-ES INC
Form 8-K
March 24, 2008

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): **March 21, 2008**

ADA-ES, INC.

(Exact name of registrant as specified in its charter)

| | | |
|--|---|--|
| Colorado (State or other jurisdiction of incorporation) | 000-50216 (Commission File Number) | 84-1457385 (I.R.S. Employer Identification No.) |
|--|---|--|

| | |
|---|----------------------------|
| 8100 SouthPark Way, B, Littleton, Colorado (Address of principal executive offices) | 80120 (Zip Code) |
| Registrant's telephone number, including area code: (303)734-1727 | |

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:

Edgar Filing: ADA-ES INC - Form 8-K

- .. 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 8.01. Other Events.

On March 21, 2008, we entered into an agreement to acquire the assets of an activated carbon (AC) processing facility. The purchased assets include 500,000 pounds of AC inventory, process equipment for chemical treatment, milling and storage of AC, and six pneumatic discharge trailers for transporting AC to utility customers. In addition to the purchase of assets, we agreed to sign a three-year facility lease to rent the facility currently being used by the owner of the assets. We also entered into a nonbinding letter of intent to negotiate a supply agreement under which we would purchase AC through the owner of the assets beginning in 2008, on a take or pay basis, for the mercury control market. We issued a press release on March 24, 2008, in which we announced the acquisition and related matters, as copy of which is attached hereto as Exhibit 99.1

Item 9.01. Financial Statements and Exhibits.

(d) Exhibits

| Exhibit Number | Description of Document |
|-----------------------|--|
| 99.1 | Press Release dated March 24, 2008, ADA-ES Purchases Activated Carbon Processing, Storage, and Transportation Equipment. |

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrant duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

ADA-ES, Inc.

Registrant

/s/ Michael D. Durham
Michael D. Durham

President (Chief Executive Officer)

Date: March 24, 2008