

Edgar Filing: COVENANT TRANSPORT INC - Form S-8 POS

COVENANT TRANSPORT INC

Form S-8 POS

June 05, 2003

As filed with the Securities and Exchange Commission on June 5, 2003

Registration No. 333-67559

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

Post-Effective Amendment No. 1
to
FORM S-8

REGISTRATION STATEMENT UNDER THE SECURITIES ACT OF 1933

Covenant Transport, Inc.
(Exact name of registrant as specified in its charter)

Nevada	88-0320154
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(State or other jurisdiction of incorporation or organization)	(I.R.S. Employer Identification No.)
 400 Birmingham Highway Chattanooga, Tennessee	 37419
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(Address of Principal Executive Offices)	(Zip Code)

Covenant Transport, Inc. 1998 Non-Officer Incentive Stock Plan
(Full title of the plan)

David R. Parker
Chairman, President, and Chief Executive Officer
Covenant Transport, Inc.
400 Birmingham Highway
Chattanooga, Tennessee 37419
(Name and address of agent for service)

(423) 821-1212
(Telephone number, including area code, of agent for service)

Copy to:
Mark A. Scudder, Esq.
Scudder Law Firm, P.C., L.L.O.
411 South 13th Street, Suite 200
Lincoln, Nebraska 68508
(402) 435-3223

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DEREGISTRATION OF SHARES

As originally filed on November 19, 1998, this Registration Statement registered 200,000 shares of the Common Stock of Covenant Transport, Inc. (the "Company") which had been approved for issuance under the Company's 1998 Non-Officer Incentive Stock Plan (the "1998 Non-Officer Plan"). The Company now has adopted a new plan, the Covenant Transport, Inc. 2003 Incentive Stock Plan (the "2003 Plan") to which shares remaining available for grant under the 1998 Non-Officer Plan may be transferred for the purpose of new grants. As of May 31, 2003, a total of 23,083 shares of the Company's Common Stock were subject to outstanding but unexercised option grants, and a total of 56,433 shares were reserved for future stock grants under the 1998 Non-Officer Plan. This post-effective Amendment is being filed to deregister all shares of the Company's stock reserved for issuance under the 1998 Non-Officer Plan that are not subject to outstanding but unexercised option grants.

Accordingly, this post-effective Amendment is being filed to deregister 56,433 shares previously registered for the 1998 Non-Officer Plan. A new Form S-8 Registration Statement will be filed by the Company to register shares issuable under the 2003 Plan.

SIGNATURES

THE REGISTRANT. Pursuant to the requirements of the Securities Act of 1933, the Registrant certifies that it has reasonable grounds to believe that it meets all of the requirements for filing on Form S-8 and has duly caused this Post-Effective Amendment No. 1 to the Form S-8 Registration Statement No. 333-67559 to be signed on its behalf by the undersigned, thereunto duly authorized, in the City of Chattanooga, State of Tennessee, on this 5th day of June, 2003.

COVENANT TRANSPORT, INC., a
Nevada corporation

By /s/ Mark A. Scudder, attorney-in-fact

David R. Parker
Chairman of the Board, President, and Chief
Executive Officer; Director (principal
executive officer)

Pursuant to the requirements of the Securities Act of 1933, this Registration Statement has been signed by the following persons in the capacities and on the dates indicated.

Signature and Title

Date

/s/ Mark A. Scudder, attorney-in-fact

June 5, 2003

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David R. Parker
Chairman of the Board, President, and Chief Executive
Officer; Director (principal executive officer)

/s/ Joey B. Hogan

June 5, 2

Joey B. Hogan
Executive Vice President and Chief Financial Officer
(principal financial and accounting officer)

/s/ Mark A. Scudder, attorney-in-fact

June 5, 2

Michael W. Miller
Director

/s/ Mark A. Scudder, attorney-in-fact

June 5, 2

William T. Alt
Director

/s/ Mark A. Scudder, attorney-in-fact

June 5, 2

Robert E. Bosworth
Director

/s/ Mark A. Scudder, attorney-in-fact

June 5, 2

Hugh O. Maclellan, Jr.
Director

/s/ Bradley A. Moline

June 5, 2

Bradley A. Moline
Director

Niel B. Nielson
Director

June 5, 2

/s/ Mark A. Scudder

June 5, 2

Mark A. Scudder
Director