

DOLLAR GENERAL CORP

FORM 8-K (Current report filing)

Filed 10/29/12 for the Period Ending 10/24/12

Address	100 MISSION RIDGE GOODLETTSVILLE, TN, 37072
Telephone	6158554000
CIK	0000029534
Symbol	DG
SIC Code	5331 - Retail-Variety Stores
Industry	Discount Stores
Sector	Consumer Cyclical
Fiscal Year	02/02

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

Dollar General Corporation

(Exact name of registrant as specified in its charter)

Tennessee

(State or other jurisdiction
of incorporation)

001-11421

(Commission File Number)

61-0502302

(I.R.S. Employer
Identification No.)

100 Mission Ridge
Goodlettsville, Tennessee

(Address of principal executive offices)

37072

(Zip Code)

Registrant's telephone number, including area code: (615) 855-4000

(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 7.01 REGULATION FD DISCLOSURE.

On October 24, 2012, Dollar General Corporation (the “Company”) issued the news release attached hereto as Exhibit 99 and incorporated by reference as if fully set forth herein.

ITEM 9.01 FINANCIAL STATEMENTS AND EXHIBITS.

- (a) Financial statements of businesses acquired. N/A
- (b) Pro forma financial information. N/A
- (c) Shell company transactions. N/A
- (d) Exhibits. See Exhibit Index immediately following the signature page hereto.

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.

Date: October 26, 2012

DOLLAR GENERAL CORPORATION

By: /s/ Susan S. Lanigan
Susan S. Lanigan
Executive Vice President and General Counsel

EXHIBIT INDEX

<u>Exhibit No.</u>	<u>Description</u>
99	News release dated October 24, 2012

Dollar General Announces Favorable Ruling in Fair Labor Standards Lawsuit

GOODLETTSVILLE, Tenn. ([BUSINESS WIRE](#)), October 24, 2012 - Dollar General Corporation (NYSE: DG) announced today that the court has granted its motion to decertify the Fair Labor Standards Act (“FLSA”) collective action lawsuit pending in the United States District Court for the Northern District of Alabama.

The case, styled *Cynthia Richter, et al. v. Dolgenercorp, Inc., et al.*, alleges that the Company misclassified its store managers as exempt from overtime wages under the FLSA. In decertifying the class, the Court found that the approximately 2,875 remaining current and former store managers who joined the case are not sufficiently similarly situated to one another for the case to proceed collectively. Absent a successful challenge by plaintiffs to this ruling, the plaintiff and those who chose to join the lawsuit now may choose to proceed individually with their claims.

“We are pleased that the Court agreed with our position that this case is not appropriate for collective action treatment,” said Rick Dreiling, chairman and CEO of Dollar General. “We continue to believe that our store managers are properly classified under the FLSA.”

At this time, the Company does not know whether the plaintiffs intend to challenge this ruling. The Company plans to continue to defend its position in this case and in any individual cases that proceed.

About Dollar General

Dollar General Corporation has been delivering value to shoppers for more than 70 years. Dollar General helps shoppers Save time. Save money. Every day!(R) by offering products that are frequently used and replenished, such as food, snacks, health and beauty aids, cleaning supplies, basic apparel, house wares and seasonal items at low everyday prices in convenient neighborhood locations. With over 10,200 stores in 40 states, Dollar General has more locations than any other discount retailer in America. In addition to high quality private brands, Dollar General sells products from America’s most-trusted manufacturers such as Procter & Gamble, Kimberly-Clark, Unilever, Kellogg’s, General Mills, Nabisco, Hanes, PepsiCo and Coca-Cola. Learn more about Dollar General at www.dollargeneral.com.