

DOLLAR GENERAL CORP

FORM 8-K (Current report filing)

Filed 01/13/04 for the Period Ending 01/13/04

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

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): January 13, 2004

Dollar General Corporation

(Exact Name of Registrant as Specified in Charter)

Tennessee

001-11421

61-0502302

(State or Other Jurisdiction
of Incorporation)

(Commission File Number)

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

100 Mission Ridge
Goodlettsville, Tennessee

37072

(Address of Principal Executive Offices)

(Zip Code)

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

ITEM 5. OTHER EVENTS AND REGULATION FD DISCLOSURE

On January 13, 2004, Dollar General Corporation (the "Company") issued the news release attached hereto as Exhibit 99, which is incorporated by reference as if fully set forth herein.

ITEM 7. FINANCIAL STATEMENTS, PRO FORMA FINANCIAL INFORMATION AND EXHIBITS

- (a) Financial Statements. None.
(b) Pro Forma Financial Information. None.
(c) 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 thereunto duly authorized.

Date: January 13, 2004

DOLLAR GENERAL CORPORATION

By: /s/ Susan S. Lanigan

Susan S. Lanigan
Senior Vice President, General Counsel and Corporate

EXHIBIT INDEX

Exhibit No.

Description

99

News release dated January 13, 2004.

Investor Contact:
Emma Jo Kauffman
(615) 855-5525

Media Contact:
Andrea Ewin Turner
(615) 855-5209

DOLLAR GENERAL REPORTS ON STATUS OF PENDING LAWSUIT

GOODLETTSVILLE, Tenn. – January 13, 2004 – As previously disclosed, Dollar General Corporation (NYSE: DG) is involved in a purported collective action lawsuit, Brown v. Dolgencorp, Inc. and Dollar General Corporation, pending in the United States District Court for the Northern District of Alabama involving claims that the Company's current and former salaried store managers were entitled to overtime pay and should not have been classified as exempt employees under the Fair Labor Standards Act ("FLSA"). The plaintiffs in the case seek to recover overtime pay, liquidated damages, declaratory and injunctive relief and attorneys' fees on behalf of themselves and others similarly situated.

On January 12, 2004, vacating its earlier order that the action proceed collectively as to an undefined region, the Court issued an order certifying an opt-in class of plaintiffs consisting of all persons employed by Dollar General as store managers at any time since March 14, 1999, who "regularly" worked more than 50 hours per week and either (1) "customarily" supervised less than two employees at one time; (2) lacked authority to hire or discharge store employees without approval of an area manager; or (3) "sometimes" worked in non-managerial positions at Dollar General stores other than the one that he/she managed.

Dollar General continues to believe that its store managers are and have been properly classified as exempt employees under the FLSA and that the action is not appropriate for collective action treatment. The Company believes the January 12th order is in error and intends to pursue available measures to attempt to overturn the order. Dollar General also plans to continue to vigorously defend the action, although no assurances can be given that it will be successful.

Dollar General Corporation is a publicly held, Fortune 500® discount retailer and operates more than 6,700 stores in 27 states. The Company store support center is located in Goodlettsville, Tennessee. Dollar General's Web site can be reached at www.dollargeneral.com.

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