

COMSTOCK RESOURCES INC

Form 8-K

October 05, 2004

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**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): September 29, 2004

**COMSTOCK RESOURCES, INC.**

(Exact Name of Registrant as Specified in Charter)

STATE OF NEVADA

000-16741

94-1667468

(State or other  
jurisdiction incorporation)

(Commission File Number)

(I.R.S. Employer  
Identification Number)

5300 Town And Country Boulevard  
Suite 500  
Frisco, Texas 75034  
(Address of principal executive offices)

(972) 668-8800  
(Registrant's Telephone No.)

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))
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**Item 1.01. Entry into a Material Definitive Agreement.**

Comstock Offshore, LLC, an indirect wholly-owned subsidiary of Comstock Resources, Inc., is a member of Bois d Arc Energy, LLC, a recently-formed Nevada limited liability company ( Bois d Arc ). On September 29, 2004, the members of Bois d Arc adopted the First Amendment to the Amended and Restated Operating Agreement of Bois d Arc (the First Amendment ), which is filed herewith as Exhibit 10.1. The First Amendment extended the date by which Bois d Arc must consummate a financing transaction until February 28, 2005.

**Item 9.01. Financial Statements, *Pro Forma* Financial Information and Exhibits**

(a) Financial Statements of Business Acquired.

Not applicable.

(b) *Pro Forma* Financial Information.

Not applicable.

(c) Exhibits. The following exhibits are filed with this document:

<b>Exhibit No.</b>	<b>Description</b>
10.1	First Amendment, dated as of September 29, 2004, to Amended and Restated Operating Agreement of Bois d Arc Energy, LLC (incorporated by reference to Exhibit 3.3 to the Registration Statement on Form S-1 (File No. 333-119511) filed by Bois d Arc Energy, LLC on October 4, 2004).

**SIGNATURES**

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

COMSTOCK RESOURCES, INC.

Dated: October 5, 2004

By: /s/ M. Jay Allison  
M. Jay Allison  
President and Chief Executive Officer