

ENCORE ACQUISITION CO

Form 8-K

November 01, 2005

**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 31, 2005**

**ENCORE ACQUISITION COMPANY**

(Exact name of registrant as specified in its charter)

**Delaware**

(State or other jurisdiction  
of incorporation)

**001-16295**

(Commission  
File Number)

**75-2759650**

(IRS Employer  
Identification No.)

**777 Main Street, Suite 1400, Fort Worth, Texas**

(Address of principal executive offices)

**76102**

(Zip Code)

Registrant's telephone number, including area code: **(817) 877-9955**

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 5.02 DEPARTURE  
OF DIRECTORS  
OR PRINCIPAL  
OFFICERS;  
ELECTION OF  
DIRECTORS;  
APPOINTMENT  
OF PRINCIPAL  
OFFICERS**

Encore Acquisition Company (the Company) announced the following management changes on October 31, 2005: Jon S. Brumley will become Chief Executive Officer of the Company on January 1, 2006, in addition to serving as the Company's President and a Director.

I. Jon Brumley, the Company's current Chief Executive Officer, will continue as an employee and as Chairman of the Board of the Company after January 1, 2006.

Ben Nivens has been appointed Senior Vice President, Chief Financial Officer, Treasurer and Secretary of the Company effective as of November 1, 2005.

Robert C. Reeves, the Company's Vice President and Controller, will be promoted to Senior Vice President, Controller and Chief Accounting Officer of the Company as of November 1, 2005.

Roy W. Jageman has resigned as Executive Vice President, Chief Financial Officer and Secretary of the Company effective as of October 31, 2005 in order to pursue other interests.

Ben Nivens, 45, has served as Vice President of Corporate Strategy and Treasurer of the Company since June 2005. From April 2002 to June 2005, Mr. Nivens served as an engineering manager of the Company. Prior to joining the Company, Mr. Nivens worked as a reservoir engineer for Prize Energy, an independent oil and gas company, from 1999 to 2002; as a reservoir engineer for Compass Bank, a commercial bank, in 1999; and in the corporate planning group and as a reservoir engineer for Union Pacific Resources, an independent oil and gas company, from 1990 to 1999. Mr. Nivens received a B.S. in Petroleum Engineering from Texas Tech University and an M.B.A. from Southern Methodist University. Effective as of November 1, 2005, Mr. Nivens' annual base salary will be \$200,000.

The Company has issued a press release regarding the management changes described above, which is attached as Exhibit 99.1 to this report and incorporated herein by reference.

**ITEM 9.01 FINANCIAL STATEMENTS AND EXHIBITS.**

(c) Exhibits

99.1 Press Release Dated October 31, 2005

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**SIGNATURES**

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.

**ENCORE ACQUISITION COMPANY**

Date: October 31, 2005

By: /s/ Robert C. Reeves  
Robert C. Reeves  
Vice President, Controller and Principal  
Accounting Officer