

BERKSHIRE HATHAWAY INC  
Form 8-K  
May 04, 2009

**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) May 2, 2009**

**BERKSHIRE HATHAWAY INC.**

(EXACT NAME OF REGISTRANT AS SPECIFIED IN ITS CHARTER)

**DELAWARE**  
(STATE OR OTHER JURISDICTION  
OF INCORPORATION)

**001-14905**  
(COMMISSION FILE NUMBER)

**47-0813844**  
(I.R.S. EMPLOYER  
IDENTIFICATION NO.)

**1440 Kiewit Plaza**  
**Omaha, Nebraska**

**68131**

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(ADDRESS OF PRINCIPAL EXECUTIVE OFFICES)

(ZIP CODE)

(402) 346-1400

**REGISTRANT'S TELEPHONE NUMBER, INCLUDING AREA CODE**

- .. 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 2.02. Results of Operations and Financial Condition

On May 2, 2009, Berkshire Hathaway Inc. ( Berkshire ) held its Annual Shareholders meeting. Prior to the formal business meeting, Warren E. Buffett, Berkshire s Chairman and Chief Executive Officer and Charles T. Munger, Berkshire s Vice Chairman, held a question and answer session for the shareholders. During this question and answer session, Mr. Buffett discussed preliminary financial information regarding Berkshire s First Quarter 2009 operating results. A transcript of Mr. Buffett s comments is attached as Exhibit 99.1 hereto. The information in this Current Report on Form 8-K, including Exhibit 99.1, shall not be deemed filed for purposes of Section 18 of the Securities Exchange Act of 1934, as amended (the Exchange Act ) or otherwise subject to the liabilities of that Section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933, as amended, or the Exchange Act, regardless of any incorporation language in such a filing.

Item 7.01. Regulation FD Disclosure.

The response to Item 2.02 is incorporated herein by reference.

Item 9.01 Financial Statements and Exhibits

(d) Exhibits

99.1 Transcript of Warren E. Buffett Comments Regarding Berkshire s First Quarter 2009 Operating Results  
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 hereunto duly authorized.

May 4, 2009

BERKSHIRE HATHAWAY INC.

/s/ Marc D. Hamburg

By: Marc D. Hamburg  
Senior Vice President and Chief Financial Officer