SHELLS SEAFOOD RESTAURANTS INC Form 8-K September 23, 2004

> 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 23, 2004

Shells Seafood Restaurants, Inc. (Exact name of registrant as specified in its charter)

Delaware 0-28258 65-0427966 (State or other jurisdiction (Commission file number) (IRS employer of incorporation) identification No.)

> 16313 N. Dale Mabry Hwy, Ste 100, Tampa, FL 33618 (Address of principal executive offices)

Registrant's telephone number, including area code: (813) 961-0944

Not Applicable (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 8.01 Other Events

On September 23, 2004, Shells Seafood Restaurants, Inc. issued a press release commenting on the impact of Hurricanes Charley, Frances and Ivan.

A copy of the press release follows as Exhibit 99.

SIGNATURES

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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.

Dated: September 23, 2004

SHELLS SEAFOOD RESTAURANTS, INC.

By: /s/ Leslie J. Christon

Leslie J. Christon President and CEO

INDEX TO EXHIBITS

99 Press Release dated September 23, 2004.