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FULTON FINANCIAL CORP
Form S-4/A
April 08, 2003

Registration Statement No. 333-104268

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

PRE-EFFECTIVE AMENDMENT NO. 1

FORM S-4
REGISTRATION STATEMENT
UNDER
THE SECURITIES ACT OF 1933

FULTON FINANCIAL CORPORATION

(Exact name of registrant as specified in its charter)

| | | |
|---|---|---|
| Pennsylvania | 6720 | 23-2195389 |
| ----- | ----- | ----- |
| (State or other jurisdiction of incorporation or organization) | (Primary Standard Industrial Classification Code Number) | (I.R.S. Employer Identification No.) |

One Penn Square
Lancaster, Pennsylvania 17604
717-291-2411

(Address, including zip code, and telephone number,
including area code, of registrant's principal executive offices)

Rufus A. Fulton, Jr.
Chairman and Chief Executive Officer
One Penn Square
Lancaster, Pennsylvania 17604
717-291-2411

(Name, address, including zip code, and telephone number,
including area code, of agent for service)

Copies to:

Paul G. Mattaini, Esquire
Kimberly J. Decker, Esquire
Barley, Snyder, Senft & Cohen, LLC
126 East King Street
Lancaster, Pennsylvania 17604-2893

Nicholas Bybel, Jr., Esquire
Jean Svoboda, Esquire
Shumaker Williams, P.C.
3245 Simpson Ferry Road
Camp Hill, Pennsylvania 17011

Approximate date of commencement of proposed sale of the securities to the

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public: As soon as practicable after this Registration Statement becomes effective.

If the securities being registered on this Form are to be offered in connection with the formation of a holding company and there is compliance with General Instruction G, check the following box: []

If this Form is filed to register additional securities for an offering pursuant to Rule 462(b) under the Securities Act, please check the following box and list the Securities Act registration statement number of the earlier registration statement for the same offering. []

If this Form is a post-effective amendment filed pursuant to Rule 462(d) under the Securities Act, check the following box, and list Securities Act registration statement number of the earlier effective registration statement for the same offering. []

CALCULATION OF REGISTRATION FEE

| Title Of Each Class Of Securities To Be Registered | Amount To Be Registered | Proposed Maximum Offering Price Per Unit | Proposed Maximum Aggregate Offering Price | Amount Of Registration Fee |
|--|-------------------------|--|---|----------------------------|
|--|-------------------------|--|---|----------------------------|

PREVIOUSLY PAID (1)

- (1) The Proposed Maximum Aggregate Offering Price was incorrectly reported in the Calculation of Registration Fee table, as originally filed. The Proposed Maximum Aggregate Offering Price was incorrectly shown as \$119,442,089 when it should have correctly been shown as \$89,135,886. No additional fee is payable as a result of the change in Proposed Maximum Aggregate Offering Price.

The registrant hereby amends this registration statement on such date or dates as may be necessary to delay its effective date until the registrant shall file a further amendment which specifically states that this registration statement shall thereafter become effective in accordance with Section 8(a) of the Securities Act of 1933, as amended, or until the registration statement shall become effective on such date as the Commission, acting pursuant to said Section 8(a), may determine.

The Registrant has filed this Pre-Effective Amendment No. 1 solely to correct the typographical error contained in the Calculation of Registration Fee table. Specifically, the Proposed Maximum Aggregate Offering Price was incorrectly reported in the Calculation of Registration Fee table as originally filed. The Proposed Maximum Aggregate Offering Price was incorrectly shown as \$119,442,089

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when it should have correctly been shown as \$89,135,886.

SIGNATURES

Pursuant to the requirements of the Securities Act of 1933, the registrant has duly caused this Pre-Effective Amendment to Registration Statement to be signed on its behalf by the undersigned, thereunto duly authorized, in the City of Lancaster, Commonwealth of Pennsylvania, on April 7, 2003.

FULTON FINANCIAL CORPORATION

By: /s/ Rufus A. Fulton, Jr.

Rufus A. Fulton, Jr., Chairman and
Chief Executive Officer

Pursuant to the requirements of the Securities Act of 1933, this Pre-Effective Amendment to Registration Statement has been signed by the following persons in the capacities and on the dates indicated.

| SIGNATURE | CAPACITY | DATE |
|--------------------------------------|---|---------------|
| * ----- Jeffrey A. Albertson | Director | April 7, 2003 |
| * ----- Donald W. Bowman, Jr. | Director | April 7, 2003 |
| * ----- Beth Ann L. Chivinski | Senior Vice President and Controller (Principal Accounting Officer) | April 7, 2003 |
| * ----- Harold D. Chubb | Director | April 7, 2003 |
| * ----- William H. Clark, Jr. | Director | April 7, 2003 |
| * ----- Craig A. Dally | Director | April 7, 2003 |
| * ----- Frederick B. Fichthorn | Director | April 7, 2003 |

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| | | |
|--------------------------------------|--|---------------|
| * ----- Patrick J. Freer | | |
| * ----- Rufus A. Fulton, Jr. | Chairman of the Board, Chief Executive Officer, and Director (Principal Executive Officer) | April 7, 2003 |
| * ----- Eugene H. Gardner | Director | April 7, 2003 |
| * ----- Robert D. Garner | Director | April 7, 2003 |
| * ----- J. Robert Hess | Director | April 7, 2003 |
| * ----- George W. Hodges | Director | April 7, 2003 |
| * ----- Carolyn R. Holleran | Director | April 7, 2003 |
| * ----- Clyde W. Horst | Director | April 7, 2003 |
| * ----- Samuel H. Jones, Jr. | Director | April 7, 2003 |
| * ----- Donald W. Leshner, Jr. | Director | April 7, 2003 |
| * ----- Joseph J. Mowad, M.D. | Senior Executive Vice President and Chief Financial Officer (Principal Financial Officer) | April 7, 2003 |
| * ----- Charles J. Nugent | Director | April 7, 2003 |
| * ----- Mary Ann Russell | Director | April 7, 2003 |
| * ----- | | |

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John O. Shirk

*

President, Chief Operating
Officer and Director

April 7, 2003

R. Scott Smith, Jr.

*

Director

April 7, 2003

James K. Sperry

*

Director

April 7, 2003

Kenneth G. Stoudt

* By: _____
George R. Barr, Attorney in Fact