

OFFICE DEPOT INC  
Form 8-K  
December 23, 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: December 23, 2004**

**OFFICE DEPOT, INC.**

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**(Exact name of registrant as specified in its charter)**

**Commission file number 1-10948**

**Delaware**

**59-2663954**

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**(State or other jurisdiction of  
incorporation or organization)**

**(I.R.S. Employer  
Identification No.)**

**2200 Old Germantown Road  
Delray Beach, Florida 33445**

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**(Address of principal executive offices)**

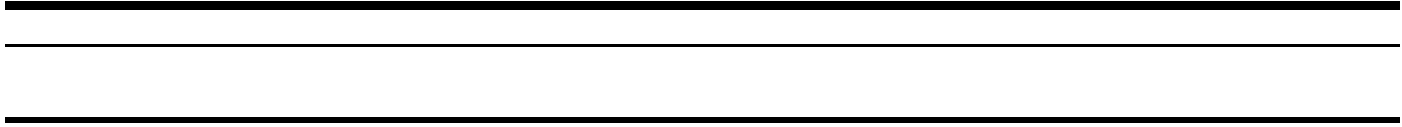
**(561) 438-4800**

**(Registrant's telephone number, including area code)**

**Former name or former address, if changed since last report: N/A**

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 9.01. Financial Statements and Exhibits

SIGNATURE

Amended Long Term Equity Incentive Plan

Form of Restricted Stock Award

Form of Performance Share Award

Form of Stock Option Award

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**Item 9.01. Financial Statements and Exhibits.**

- (a) Not applicable
- (b) Not applicable
- (c) The following exhibits are filed herewith:

<b>Exhibit No.</b>	<b>Description</b>
10.1	Amended Long-Term Equity Incentive Plan
10.2	Form of Restricted Stock Award
10.3	Form of Performance Share Award
10.4	Form of Stock Option Award

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**SIGNATURE**

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.

**OFFICE DEPOT, INC.**

Date: December 23, 2004

By:           /S/ David C. Fannin          

David C. Fannin  
Executive Vice-President and  
General Counsel

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