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SANFILIPPO JOHN B & SON INC

Form 8-K

December 19, 2006

SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, DC 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) December 18, 2006

JOHN B. SANFILIPPO & SON, INC.

(Exact Name of Registrant as Specified in its Charter)

Delaware	0-19681	36-2419677
(State or Other Jurisdiction of Incorporation)	(Commission File Number)	(IRS Employer Identification No.)

2299 Busse Road, Elk Grove Village, Illinois	60007
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(Address of Principal Executive Offices)	(Zip Code)
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Registrant's telephone number, including area code	847-593-2300
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(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 (see General Instruction A.2. below):

- ☐ 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))

John B. Sanfilippo & Son, Inc. (the "Registrant") submits the following information:

ITEM 8.01. Other Events

The Registrant received a letter from The Nasdaq Stock Market on December 18, 2006 informing the Registrant that its filing delinquency

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has been cured and that the hearing scheduled for December 20, 2006 has been cancelled as moot.

On November 14, 2006 the Registrant received a Staff Determination from Nasdaq. The Staff Determination was issued due to the Registrant's non-compliance with Marketplace Rule 4310(c)(14), which requires the Registrant to make on a timely basis all filings with the Securities and Exchange Commission, as required by the Securities Exchange Act of 1934, as amended. In response to the receipt of the Staff Determination, the Registrant requested a hearing before the NASDAQ Listing Qualifications Panel to appeal the Staff Determination, which was scheduled for December 20, 2006.

On December 15, 2006 the Registrant filed its Form 10-Q for the quarter ended September 28, 2006, which cured the filing delinquency and led to the cancellation of the hearing before the NASDAQ Listing Qualifications Panel.

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.

JOHN B. SANFILIPPO & SON, INC.

Date: December 19, 2006

By: /s/ Michael J. Valentine

Michael J. Valentine
Chief Financial Officer and
Group President