

Trafalgar Resources, Inc.
Form 10-K/A
January 22, 2010

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

Form 10-K/A
Amendment No. 1

(Mark One)

☒ ANNUAL REPORT UNDER SECTION 13 OR 15(d) OF THE SECURITIES ACT OF 1934

For the fiscal year ended September 30, 2009

☐ TRANSITION REPORT UNDER SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

For the transition period from _____ to _____

Commission file number 1-32522

Trafalgar Resources, Inc.

(Name of small business issuer in its charter)

Utah 91-0974149

(State or other jurisdiction of incorporation or organization) (I.R.S. Employer Identification No.)

12587 S. 1745 E., Draper, Utah

84020

(Address of principal executive offices) (Zip Code)

Issuer's telephone number (801) 748-1114

Securities registered under Section 12(b) of the Exchange Act:

Title of each class Name of each exchange on which registered

None Not Applicable

Securities registered under Section 12(g) of the Exchange Act:

Class A Voting Common Stock, no par value

Indicate by check mark if the registrant is a well-known seasoned issuer, as defined in Rule 405 of the Securities Act

Yes ☐

No ☒

Indicate by check mark if the registrant is not required to file reports pursuant to Section 13 or 15(d) of the Act

Yes ☒

No ☐

Indicate by check mark whether the registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the past 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes ☒

No ☐ ☐

Indicate by check mark if disclosure of delinquent filers in response to Item 405 of Regulation S-B is not contained herein, and not be contained, to the best of registrant's knowledge, in definitive proxy or information statements incorporated by reference in Part III of this Form 10-K or any amendment to this Form 10-K. ☐

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Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, a non-accelerated filer, or a smaller reporting company. See definitions of large accelerated filer, accelerated filer, and smaller reporting company in Rule 12b-2 of the Exchange Act.

Large Accelerated filer ☐

Accelerated filer ☐

Non-accelerated filer ☐ (Do not check if a smaller reporting company)

Smaller reporting company ☒

Indicate by check mark whether the registrant is a shell company (as defined in Rule 12b-2 of the Exchange Act).

Yes ☒ No ☐

State the aggregate market value of the voting and non-voting common equity held by non-affiliates computed by reference to the price at which the common equity was last sold, or the average bid and asked price of such common equity, as of the last business day of the registrant's most recently completed second fiscal quarter. The bid as of the last day of the second quarter was \$0.55 giving the shares held by non-affiliates a market value of \$138,011.

As of December 28, 2009, the Registrant had 5,250,929 shares of common stock issued and outstanding.

DOCUMENTS INCORPORATED BY REFERENCE

If the following documents are incorporated by reference, briefly describe them and identify the part of the Form 10-K (e.g., Part I, Part II, etc.) into which the document is incorporated: (1) any annual report to security holders; (2) any proxy or information statement, and (3) any prospectus filed pursuant to Rule 424(b) or (c) of the Securities Act of 1933 (Securities Act). The listed documents should be clearly described for identification purposes: None

EXPLANATORY NOTE

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This Amendment No. 1 on Form 10-K/A (the Amendment) amends the Annual Report on Form 10-K of Trafalgar Resources, Inc. for the fiscal year ended September 30, 2009, originally filed with the Securities and Exchange Commission (SEC) on December 29, 2009 (the Original Filing). We are filing this Amendment to amend the front cover of the Original Filing to correct a typographical error on the front cover as to the state of incorporation. This Form 10-K/A does not attempt to modify or update any other disclosures set forth in the Original Filing, except as required to reflect the amended information in this Form 10-K/A. Additionally, this amended Form 10-K/A, except for the amended information, speaks as of the filing date of the Original Filing and does not update or discuss any other developments affecting us subsequent to the date of the Original Filing.

ITEM 15. Exhibits

Exhibits The following exhibits are included as part of this report:

Exhibit

Reference

Number

Number

Title of Document

Location

31.01

31

CEO certification Pursuant to 18 USC

Section 1350, as adopted pursuant to

Section 302 of Sarbanes-Oxley Act of 2002

This Filing

31.02

31

CFO certification Pursuant to 18 USC

Section 1350, as adopted pursuant to

Section 302 of Sarbanes-Oxley Act of 2002

This Filing

32.01

32

CEO Certification pursuant to Section 906

This Filing

32.02

32

CFO Certification pursuant to Section 906

This Filing

SIGNATURES

Pursuant to the requirements of Section 13 or 15(d) 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.

Trafalgar Resources, Inc.

Date: January 19, 2010

By: /s/ Anthony Brandon Escobar

Anthony Brandon Escobar, President and
Director (Principal Executive Officer)

By: /s/ Anthony Coletti

Anthony Coletti, Principal Accounting Officer

In accordance with the Securities Exchange Act of 1934, this report has been signed by the following persons on behalf of the registrant and in the capacities and on the dates indicated.

Signature

Title

Date

/s/ Anthony Brandon Escobar

Anthony Brandon Escobar

Director

January 19, 2010

/s/ Sean Escobar

Sean Escobar

Director

January 19, 2010

/s/ Anthony Coletti

Anthony Coletti

Director

January 19, 2010