

**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):** April 14, 2010

**DAVE & BUSTER'S, INC.**

(Exact name of registrant as specified in its charter)

**Missouri**  
(State of  
incorporation)

**001-15007**  
(Commission File  
Number)

**43-1532756**  
(IRS Employer  
Identification Number)

**2481 Manana Drive**  
**Dallas TX 75220**  
(Address of principal executive offices)

Registrant's telephone number, including area code: **(214) 357-9588**

Check the appropriate box if the Form 8-K filing is intended to simultaneously satisfy the reporting obligation of the registrant under any of the following provisions:

- ☐ Written communications pursuant to Rule 425 under the Securities Act
  - ☐ Soliciting material pursuant to Rule 14a-12 of the Exchange Act
  - ☐ Pre-commencement communications pursuant to Rule 14d-2(b) Exchange Act
  - ☐ Pre-commencement communications pursuant to Rule 13e-4(c) Exchange Act
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**Item 2.02. Results of Operations and Financial Condition.**

The information contained in Item 2.02 of this Current Report on Form 8-K, including the Exhibit attached hereto, is being furnished and shall not be deemed to be "filed" for the purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or otherwise subject to the liabilities of that Section. Furthermore, the information contained in Item 2.02 of this Current Report on Form 8-K shall not be deemed to be incorporated by reference into any registration statement or other document filed pursuant to the Securities Act of 1933, as amended.

On April 14, 2010, Dave & Buster's, Inc. issued a press release announcing its fourth quarter and fiscal year-end 2009 results. A copy of this Press Release is attached hereto as Exhibit 99.

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

(d) Exhibits.

99 Press release dated April 14, 2010.

**SIGNATURES**

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.

DAVE & BUSTER'S, INC.

Date: April 16, 2010

By: /s/ Jay L. Tobin  
Jay L. Tobin  
Senior Vice President, General Counsel and Secretary

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## News Release

*For further information contact:  
Jeff Elliott or GERALYN DeBUSK  
Halliburton Investor Relations  
972-458-8000*

### Dave & Buster's, Inc. Reports Fourth Quarter and Fiscal Year 2009 Financial Results

DALLAS—April 14, 2010—Dave & Buster's, Inc., a leading operator of high volume entertainment/dining complexes, today announced results for its fourth quarter and fiscal year ended January 31, 2010.

Total revenues decreased 0.9% to \$133.6 million in the fourth quarter of 2009, compared to \$134.9 million in the fourth quarter of 2008. This revenue decline was comprised primarily of a 5.8% decrease in comparable store sales offset by a \$6.1 million increase in revenues from non-comparable operations. Total Food and Beverage revenues decreased 3.4%, while revenues from Amusements and Other increased 2.0%.

EBITDA (Modified) for the fourth quarter of 2009 of \$23.4 million was greater than prior year EBITDA (Modified) of \$22.3 million by 5.1%. Adjusted EBITDA, which excludes Pre-opening costs, expense reimbursements to affiliates and non-recurring charges, decreased 3.6% to \$24.6 million versus \$25.5 million in the fourth quarter of fiscal 2008.

Total revenues for the 52-week period decreased 2.4% to \$520.8 million from \$533.4 million for the comparable period last year. This revenue reduction was comprised of a 7.8% decrease in comparable store sales partially offset by a \$27.8 million increase in revenues from non-comparable operations. Total Food and Beverage revenues decreased 5.2%, while revenues from Amusements and Other increased 0.9%.

EBITDA (Modified) for the 52-week period of \$77.1 million was less than prior year EBITDA (Modified) of \$80.0 million by 3.6%. Adjusted EBITDA decreased 4.1% to \$82.2 million, versus \$85.7 million for the comparable period last year.

"Given the unprecedented environment we faced in 2009, we are very pleased that we were able to continue our unit growth, improve our operating margins, and also deliver over \$82 million in Adjusted EBITDA for the year," said Steve King, Chief Executive Officer

#### Non-GAAP Financial Measures

A reconciliation of EBITDA (Modified) and Adjusted EBITDA to net income, the most directly comparable financial measure presented in accordance with GAAP, is set forth in the attachment to this release.

The Company will hold a conference call to discuss fourth quarter results on Wednesday, April 14, 2010, at 10:00 a.m. Central Time (11:00 a.m. Eastern Time). To participate in the conference call, please dial (866) 765-2661 a few minutes prior to the start time and reference code #68005867. Additionally, a live and archived webcast of the conference call will be available on the Company's Web site, [www.daveandbusters.com](http://www.daveandbusters.com).

Celebrating over 27 years of operations, Dave & Buster's was founded in 1982 and is one of the country's premier entertainment/dining concepts. We currently operate 56 locations and franchise one location in the United States and in Canada. More information on the Company is available on the Company's Web site, [www.daveandbusters.com](http://www.daveandbusters.com).

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*The statements contained in this release that are not historical facts are forward-looking statements. These forward-looking statements involve risks and uncertainties and, consequently, could be affected by our level of indebtedness, general business and economic conditions, the impact of competition, the seasonality of the company's business, adverse weather conditions, future commodity prices, guest and employee complaints and litigation, fuel and utility costs, labor costs and availability, changes in consumer and corporate spending, changes in demographic trends, changes in governmental regulations, unfavorable publicity, our ability to open new stores, and acts of God.*

**DAVE & BUSTER'S, INC.**  
**Condensed Consolidated Balance Sheets**  
(in thousands)

<b>ASSETS</b>	<b><u>January 31, 2010</u></b>	<b><u>February 1, 2009</u></b>
Current assets:		
Cash and cash equivalents	\$ 16,682	\$ 8,534
Other current assets	<u>30,104</u>	<u>30,619</u>
Total current assets	\$ 46,786	39,153
Property and equipment, net	294,151	296,805
Intangible and other assets, net	<u>142,703</u>	<u>144,978</u>
Total assets	<u>\$ 483,640</u>	<u>\$ 480,936</u>
<b>LIABILITIES AND STOCKHOLDERS' EQUITY</b>		
Total current liabilities	\$ 74,805	\$ 74,349
Other long-term liabilities	89,775	85,314
Long-term debt, less current liabilities	226,414	229,250
Stockholders' equity	<u>92,646</u>	<u>92,023</u>
Total liabilities and stockholders' equity	<u>\$ 483,640</u>	<u>\$ 480,936</u>

**DAVE & BUSTER'S, INC.**  
**Consolidated Statements of Operations**  
(dollars in thousands)  
(unaudited)

	<b>13 Weeks Ended January 31, 2010</b>		<b>13 Weeks Ended February 1, 2009</b>	
Food and beverage revenues	\$ 71,833	53.7%	\$ 74,348	55.1%
Amusement and other revenues	61,812	46.3%	60,570	44.9%
<b>Total revenues</b>	<b>133,645</b>	<b>100.0%</b>	<b>134,918</b>	<b>100.0%</b>
Cost of products	27,340	20.5%	26,422	19.6%
Store operating expenses	74,612	55.8%	75,800	56.2%
General and administrative expenses	8,158	6.1%	9,742	7.2%
Depreciation and amortization	13,825	10.3%	12,866	9.5%
Pre-opening costs	700	0.5%	1,121	0.8%
<b>Total operating expenses</b>	<b>124,635</b>	<b>93.2%</b>	<b>125,951</b>	<b>93.3%</b>
Operating income	9,010	6.8%	8,967	6.7%
Interest expense, net	5,340	4.0%	7,224	5.4%
Income before provision for income taxes	3,670	2.8%	1,743	1.3%
Income tax provision	3,760	2.8%	382	0.3%
<b>Net income (loss)</b>	<b>\$ (90)</b>	<b>(0.0)%</b>	<b>\$ 1,361</b>	<b>1.0%</b>
<b>Other information:</b>				
Stores open at end of period (1)	56		52	
The following table sets forth a reconciliation of net income (loss) to EBITDA (Modified) and Adjusted EBITDA for the periods shown:				
Total net income (loss)	\$ (90)		\$ 1,361	
Add back: Income tax provision	3,760		382	
Interest expense, net	5,340		7,224	
Depreciation and amortization	13,825		12,866	
Loss on asset disposal	330		362	
Gain on acquisition of limited partnership	-		-	
Share-based compensation	247		74	
Currency transaction loss	1		16	
<b>EBITDA (Modified) (2)</b>	<b>23,413</b>		<b>22,285</b>	
Add back: Pre-opening costs	700		1,121	
Wellspring expense reimbursement:				
Direct Expense	187		187	
Third Party Expense	155		985	
Severance	101		906	
<b>Adjusted EBITDA (2)</b>	<b>\$ 24,556</b>		<b>\$ 25,484</b>	

**DAVE & BUSTER'S, INC.**  
**Consolidated Statements of Operations**  
(dollars in thousands)

	52 Weeks Ended January 31, 2010		52 Weeks Ended February 1, 2009			
Food and beverage revenues	\$	269,973	51.8%	\$	284,779	53.4%
Amusement and other revenues		250,810	48.2%		248,579	46.6%
Total revenues		520,783	100.0%		533,358	100.0%
Cost of products		104,137	20.0%		104,738	19.6%
Store operating expenses		306,799	59.0%		313,687	58.8%
General and administrative expenses		30,437	5.8%		34,546	6.5%
Depreciation and amortization		53,658	10.3%		49,652	9.3%
Pre-opening costs		3,881	0.7%		2,988	0.6%
Total operating expenses		498,912	95.8%		505,611	94.8%
Operating income		21,871	4.2%		27,747	5.2%
Interest expense, net		22,122	4.2%		26,177	4.9%
Income (loss) before provision (benefit) for income taxes		(251)	(0.0)%		1,570	0.3%
Income tax provision (benefit)		99	0.0%		(45)	(0.0)%
Net income (loss)	\$	(350)	(0.0)%	\$	1,615	0.3%
Other information:						
Stores open at end of period (1)		56			52	
The following table sets forth a reconciliation of net income (loss) to EBITDA (Modified) and Adjusted EBITDA for the periods shown:						
Total net income (loss)	\$	(350)		\$	1,615	
Add back: Income tax provision (benefit)		99			(45)	
Interest expense, net		22,122			26,177	
Depreciation and amortization		53,658			49,652	
Loss on asset disposal		1,361			1,648	
Gain on acquisition of limited partnership		(357)			-	
Share-based compensation		722			880	
Currency transaction (gain) loss		(123)			124	
EBITDA (Modified) (2)		77,132			80,051	
Add back: Pre-opening costs		3,881			2,988	
Wellspring expense reimbursement:						
Direct Expense		750			750	
Third Party Expense		155			985	
Severance		295			906	
Adjusted EBITDA (2)	\$	82,213		\$	85,680	

## NOTE

(1) The number of stores open at January 31, 2010 includes our stores in Richmond, Virginia, Indianapolis, Indiana, and Columbus, Ohio, which opened on April 20, 2009, June 15, 2009, and October 12, 2009, respectively, as well as a franchise location in Niagara Falls, Ontario, Canada, which opened on June 25, 2009.

(2) EBITDA (Modified), a non-GAAP measure, is defined as net income (loss) before income tax expense (benefit), interest expense (net), depreciation, amortization, loss on asset disposal, gain on acquisition of limited partnership and stock-based compensation expense. Adjusted EBITDA, also a non-GAAP measure, is defined as EBITDA (Modified) plus pre-opening costs, Wellspring expense reimbursement, non-cash and non-recurring charges. The company believes that EBITDA (Modified) and Adjusted EBITDA (collectively, "EBITDA – Based Measures") provide useful information to debt holders regarding the Company's operating performance and its capacity to incur and service debt and fund capital expenditures. The Company believes that the EBITDA – Based Measures are used by many investors, analysts and rating agencies as a measure of performance. In addition, Adjusted EBITDA is approximately equal to "Consolidated EBITDA" as defined in our Senior Credit Facility and indentures relating to the Company's senior notes. Neither of the EBITDA – Based Measures is defined by GAAP and neither should be considered in isolation or as an alternative to other financial data prepared in accordance with GAAP or as an indicator of the Company's operating performance. EBITDA (Modified) and Adjusted EBITDA as defined in this release may differ from similarly titled measures presented by other companies.

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