# UNITED STATES 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) August 12, 2009

## MERITAGE HOMES CORPORATION

(Exact Name of Registrant as Specified in Charter)

Maryland (State or Other Jurisdiction of Incorporation) 1-9977 (Commission File Number) 86-0611231 (IRS Employer Identification No.)

17851 N. 85<sup>th</sup> Street, Suite 300, Scottsdale, Arizona (Address of Principal Executive Offices) **85255** (Zip Code)

(480) 515-8100

(Registrant's telephone number, including area code)

(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 & General Instruction A.2. below):

Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)

Written communications pursuant to Rule 425 under the Securities Net (17 C1 R 250.425)

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))

ITEM 2.02 DEPARTURE OF DIRECTORS OR PRINCIPAL OFFICERS; ELECTION OF DIRECTORS; APPOINTMENT OF PRINCIPAL OFFICERS; COMPENSATORY ARRANGEMENT OF CERTAIN OFFICERS

On August 12, 2009, the Board of Directors of Meritage Homes Corporation elected Dana Bradford a Director. Mr. Bradford was appointed to serve on the audit, executive compensation and nominating/governance committees of the Board of Directors. The press release announcing Mr. Bradford's election to the Board of Directors is attached as Exhibit 99 and the information in the release is incorporated herein by reference. The information in this report, including Exhibit 99, shall be deemed to be "filed" for purposes of Section 18 of the Securities and Exchange Act of 1934, as amended, and shall be incorporated by reference into any filing under the Securities Act of 1933, as amended.

Additionally on August 12, 2009, the Board of Directors appointed existing Director Richard T. Burke Sr. to be a member of the executive compensation and nominating/governance committees of the Board of Directors and existing Director Gerald W. Haddock to be a member of the audit committee of the Board of Directors.

ITEM 9.01 FINANCIAL STATEMENTS AND EXHIBITS

(d) Exhibits

99.1 Press Release dated August 14, 2009

**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.

Dated: August 14, 2009

MERITAGE HOMES CORPORATION

/s/ Larry W. Seay

By: Larry W. Seay



Contacts:

**Investor Relations:** 

Brent Anderson Vice President-Investor Relations (972) 580-6360 **Corporate Communications:** 

Jane Hays Vice President-Corporate Communications (972) 580-6353

#### MERITAGE HOMES APPOINTS DANA BRADFORD TO ITS BOARD OF DIRECTORS

Scottsdale, Ariz. (August 14, 2009) — Meritage Homes Corporation (NYSE: MTH) a leading U.S. homebuilder, today announced the appointment of Dana C. Bradford to the Company's board of directors.

Mr. Bradford is the president and managing partner of McCarthy Capital Corporation, a private equity firm based in Omaha, Nebraska, with nearly \$1 billion in assets under management. He serves as a director of a number of private companies, including Guild Mortgage, a full-line mortgage company; Southwest Value Partners, a real estate investment firm; Waitt Corp Investments, a diversified investment company; Vornado Air, a branded consumer products company; NRG Media, a sixty station radio network; and Gold Circle Films, a movie production company. He has also served as a director of the Ronald McDonald House, the National Conference for Community and Justice, the Greater Omaha Chamber of Commerce and Ballantyne (AMEX: BTN), a movie projector manufacturer.

Mr. Bradford earned a bachelor's degree in business administration from the University of Arizona, and has been involved with numerous community projects, including a lead role in the redevelopment of Ak-Sar-Ben Race Track, the largest redevelopment project in Omaha's history.

"We are delighted to have Dana join Meritage's board of directors," said Steven J. Hilton, chairman and CEO of Meritage Homes. "His 22 years of business experience and involvement in the real estate, manufacturing and mortgage industries will be extremely valuable as we navigate our return to profitability and increase Meritage's presence within the homebuilding industry."

Mr. Bradford will serve as a member of the board's audit, executive compensation and nominating and corporate governance committees.

"Meritage has a great reputation as a quality homebuilder and is well respected within the industry," said Mr. Bradford. "I look forward to working with its board members and management team to make the Company even stronger and continue its long record of success."

#### **About Meritage Homes Corporation**

Meritage Homes Corporation is a leading designer and builder of single-family detached homes in the historically high-growth southern and western United States. We offer a variety of homes that are designed to appeal to a wide range of homebuyers, including first-time, move-up, luxury and active adult buyers, with base prices ranging from under \$100,000 to a million dollars. Our homebuilding and marketing activities are conducted under the names Meritage Homes, Monterey Homes and Legacy Homes. We have operations in three regions: West, Central and East, which are comprised of 12 metropolitan areas in six states. These three regions are our principal business segments. As of June 30, 2009, we had 178 actively selling communities in Houston, Dallas/Ft. Worth, Austin, San Antonio, Phoenix/Scottsdale, Tucson, Las Vegas, Denver, Orlando, and the East Bay/Central Valley and Inland Empire of California. Meritage Homes and its predecessor companies have delivered over 60,000 homes since the Company was founded. We delivered more than 5,600 homes in 2008, ranking Meritage as the 10th largest homebuilder in the U.S. based on homes closed.

Meritage Homes is listed on the NYSE under the symbol MTH.

For more information about the Company, visit http://investors.meritagehomes.com

 $Click\ here\ to\ join\ our\ email\ alert\ list:\ http://www.b2i.us/irpass.asp?BzID=1474\&to=ea\&s=0$ 

This press release contains forward-looking statements within the meaning of the Private Securities Litigation Reform Act of 1995. Such statements include those regarding Meritage's ability to navigate a path to profitability and increase its presence in the homebuilding industry. Such statements are based upon preliminary financial and operating data which are subject to finalization by management and review by our independent registered public accountants, as well as the current beliefs and expectations of Company management, and current market conditions, which are subject to significant risks and uncertainties. Actual results may differ from those set forth in the forward-looking statements. The Company makes no commitment, and disclaims any duty, to update or revise any forward-looking statements to reflect future events or changes in these expectations.

Meritage's business is subject to a number of risks and uncertainties, including: weakness in the homebuilding market resulting from the current economic downturn; interest rates and changes in the availability and pricing of residential mortgages; the ability of our potential buyers to sell their existing homes; the adverse effect of slower sales absorption rates; housing affordability; fluctuations in demand, competition, sales orders, cancellation rates and home prices in our markets; potential write-downs or write-offs of assets, including pre-acquisition costs and deposits; the liquidity of our joint ventures and the ability of our joint venture partners to meet their obligations to us and the joint venture; the propensity of homebuyers to cancel purchase orders with us; the availability and cost of insurance; construction defect and home warranty claims; the loss of key personnel; our success in prevailing on contested tax positions; the impact of deferred tax valuation allowances and our ability to preserve our operating loss carryforwards; the availability and cost of materials and labor; changes in the availability and pricing of real estate in the markets in which the Company operates; inflation in the cost of materials used to construct homes; fluctuations in quarterly operating results; the Company's financial leverage and level of indebtedness; our ability to take certain actions because of restrictions contained in the indentures for the Company's senior and senior subordinated notes and the agreement for the unsecured credit facility and our ability to raise additional capital when and if needed; government regulations and legislative or other initiatives that seek to restrain growth or new housing construction or similar measures; successful integration of future acquisitions; consumer confidence, which can be impacted by economic and other factors such as terrorism, war, or threats thereof and changes in energy prices or financial markets; our potential exposure to natural disasters; and other