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

## <u>February 28, 2003</u>

(Date of earliest event reported)

Commission file number 1-7349

BALL CORPORATION

(Exact name of Registrant as specified in its charter)

<u>Indiana</u> (State of Incorporation) <u>1-7349</u> Commission File No.) I

IRS Employer Identification No.)

35-0160610

10 Longs Peak Drive, P.O. Box 5000, Broomfield, CO 80021-2510 (Address of principal executive offices, including zip code)

(303) 469-3131

(Registrant's telephone number, including area code)

(Former name or former address, if changed since last report)

Ball Corporation Current Report on Form 8-K Dated February 28, 2003

Regulation FD Disclosure

Ball Corporation had posted on its external web site for a period of less than 24 hours on February 27 and 28, 2003, charts that contained certain company information.

Information posted on the web site included a chart projecting 2003 earnings per diluted share approximately 4% higher than the \$3.60 per diluted share the company said in its earnings release of January 29, 2003, that it expects to exceed for 2003. Another chart contained information that the company has estimated, for planning purposes, 2003 earnings before interest and taxes of \$458 million, or an increase of \$149 million over 2002 results. Much of the projected increase was attributed to the addition of a European beverage can business, acquired on December 19, 2002.

The company reiterated its previously disclosed estimate of 2003 earnings per diluted share of more than \$3.60.

## Limitation of Incorporation by Reference

In accordance with general instruction B.2 of Form 8-K, the information in this report is furnished pursuant to Item 9 and shall not be deemed to be "filed" for the purposes of Section 18 of the Securities and Exchange Act of 1934, or otherwise subject to the liability of that section.

## 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 hereunto duly authorized.

BALL CORPORATION (Registrant)

By: <u>/s/ Raymond J. Seabrook</u> Name: Raymond J. Seabrook

Title: Senior Vice President and Chief Financial Officer

Date: February 28, 2003

# EXHIBIT INDEX Description

Cautionary statement for purposes of the "safe harbor" provisions of the Private Securities Litigation Reform Act of 1995, as amended.

<u>Exhibit</u>

99.1

#### Forward-Looking Statements

The information in this Form 8-K contains "forward-looking" statements. Actual results or outcomes may differ materially from those expressed or implied. As time passes, the relevance and accuracy of forward-looking statements contained in this release may change. The Company currently does not intend to update any particular forward-looking statement except, as it deems necessary at quarterly or annual release of earnings. Please refer to the Form 10-Q filed by Ball Corporation on November 14, 2002, for a summary of key risk factors that could affect actual results or outcomes. Factors that might affect the Packaging segments or business of the Company are: fluctuation in consumer and customer demand; competitive packaging material availability, pricing and substitution; the weather; fruit, vegetable and fishing yields; company and industry productive capacity and competitive activity; lack of productivity improvement or production cost reductions; regulatory action or laws, the German mandatory deposit or other restrictive packaging legislation, such as recycling laws; availability and cost of raw materials, energy and transportation; the ability or inability to pass on to customers changes in these costs, particularly resin, steel and aluminum; pricing and ability or inability to sell scrap; and international business risks (including foreign exchange rates) particularly in the United States, Europe and in developing countries such as China and Brazil. Factors that may affect the Aerospace segment or business are: funding, authorization and availability of government contracts and the nature and continuation of those contracts; and technical uncertainty associated with Aerospace segment contracts. Factors that could affect the Company as a whole include those listed plus: successful and unsuccessful acquisitions, joint ventures or divestitures and the integration activities associated therewith including the integration and operation of the business of Schmalbach-Lubeca AG, now known as Ball Packaging Europe; the inability to purchase the Company's common stock; regulatory action or laws including those related to corporate governance and financial reporting, regulations and standards, business consolidation investment costs and the net realizable value of assets associated with the Company's activities; goodwill impairment; changes in generally accepted accounting principles or their interpretation; litigation; antitrust, intellectual property, consumer and other issues; strikes; boycotts; increases in various employee benefits and labor costs, specifically pension, medical and health care costs incurred in the countries in which Ball has operations; rates of return projected and earned on assets of the company's defined benefit retirement plans; interest rates and level of company debt; terrorist activities, war or catastrophic events; and U.S. and foreign economic conditions.