

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)  
August 16, 1994

Harsco Corporation  
(Exact name of registrant as specified in its  
charter)

Delaware  
(State or other jurisdiction of incorporation)

1-3970  
(Commission File Number)

23-1483991  
(I.R.S. Employer Identification Number)

350 Poplar Church Road  
Camp Hill, Pennsylvania  
(Address of principal executive offices)  
17001-8888  
(Zip Code)

Registrant's telephone number, including area code:  
(717) 763-7064

Item 5. Other Events.

Federal Excise Tax - Government Voluntarily Withdraws  
Its Appeal of the Armed Services Board of Contract  
Appeals Decision

As reported in the Company's previous filings, the  
Armed Services Board of Contract Appeals ruled that  
Harsco is entitled to a price adjustment to the five-  
ton truck contract to reimburse Federal Excise Tax  
(FET) paid on vehicles that were to be delivered  
after October 1, 1988. In June 1994, the Government  
appealed to the Court of Appeals for the Federal  
Circuit. Effective August 16, 1994, the Government  
voluntarily withdrew its appeal. As previously  
reported, the Commercial Litigation Branch of the  
Department of Justice is continuing to conduct its  
civil investigation with respect to the facts  
underlying this claim. The Government might attempt  
to renew its motions to reopen the Armed Services  
Board of Contract Appeals decision based upon the  
results of the continuing investigation. Also, if  
the Department of Justice files a separate civil  
action against the Company as a result of this  
investigation, it may seek various remedies including  
forfeiture by the Company of its claims for  
reimbursement of FET and related claims, treble  
damages, and civil penalties.

Settlement of Various Five-Ton Truck Contract Issues

On August 26, 1994, the Company and the Government  
signed a modification to the five-ton truck contract  
resolving all outstanding contractual matters  
concerning that agreement with certain limited  
exceptions including FET related matters. The  
contract modification includes resolution of the  
Company's claims described in earlier Company filings  
for contract changes, inadequate technical data  
package, and delays and disruptions. The

modification provides for an increase of \$12.5 million in the contract price. The price increase is expected to result in pre-tax income to the Company of approximately \$11.7 million after related excise tax and other associated costs.

Claim Against Certain Former Shareholders of MultiServ International N.V.

On August 29, 1994, the Company filed a legal action in the United States District Court for the Southern District of New York seeking recovery of damages arising from misrepresentations which the Company claims were made to it in connection with its purchase of the stock of MultiServ International N.V. on August 31, 1993. The Complaint names as defendants, Adrian H. H. Bowden; The Dyson-Kissner-Moran Corporation and two of its affiliated companies (MHC Holding Corp. and DKM-MLP Limited Partnership); Adler & Shaykin Fund II, L.P.; and Rene Segui. The Complaint seeks damages in an amount to be determined.

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.

HARSCO CORPORATION  
(Registrant)

By: Derek C. Hathaway  
Chairman, President &  
Chief Executive Officer

Date: September 2, 1994