

NUVASIVE INC  
Form 8-K  
January 08, 2009

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**UNITED STATES  
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): January 2, 2009**

**NUVASIVE, INC.**

(Exact name of registrant as specified in its charter)

<b>Delaware</b> (State or Other Jurisdiction of Incorporation)	<b>000-50744</b> (Commission File Number)	<b>33-0768598</b> (I.R.S. Employer Identification Number)
<b>7475 Lusk Boulevard, San Diego, California 92121</b> (Address of principal executive offices, with zip code)		
<b>(858) 909-1800</b> (Registrant's telephone number, including area code)		

**n/a**

(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 (*see* General Instruction A.2. below):

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
  - 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))
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Item 5.02 Compensatory Arrangements with Certain Officers

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On January 2, 2009, the Compensation Committee of the Board of Directors of NuVasive, Inc. (the Company) set annual base salaries for the Company's executive officers for calendar year 2009, effective January 1, 2009, and determined the annual stock option grants for the Company's executive officers, in accordance with the terms of the Company's 2004 Equity Incentive Plan. In determining the annual base salaries, the Compensation Committee took into consideration that certain prerequisites provided in 2008 and in previous years will no longer be offered to the executive officers. The base salaries and annual option grants for the Company's named executive officers (as defined in Item 402(a)(3) of Regulation S-K) were established as follows:

<b>Name</b>	<b>Position</b>	<b>2009 Salary</b>	<b>2009 Option Grants (# of shares)</b>
Alexis V. Lukianov	Chairman and Chief Executive Officer	\$800,000	400,000
Keith C. Valentine	President and Chief Operating Officer	\$500,000	200,000
Kevin C. O Boyle	Executive Vice President and Chief Financial Officer	\$365,000	75,000
Patrick Miles	Executive Vice President, Marketing and Product Development	\$375,000	150,000
Jeffrey Rydin	Senior Vice President, U.S. Sales	\$350,000	100,000

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**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.

**NUVASIVE, INC.**

Date: January 8, 2009

By: /s/ **Alexis V. Lukianov**  
Alexis V. Lukianov  
Chairman and Chief Executive Officer

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