

AVALONBAY COMMUNITIES INC

Form 8-K

April 28, 2010

**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): April 28, 2010  
AVALONBAY COMMUNITIES, INC.  
(Exact name of registrant as specified in its charter)**

Commission file number 1-12672

Maryland  
(State or other jurisdiction of  
incorporation or organization)

77-0404318  
(I.R.S. Employer  
Identification No.)

Ballston Tower  
671 N. Glebe Rd, Suite 800  
Arlington, Virginia 22203  
(Address of principal executive offices)(Zip code)  
(703) 329-6300

(Registrant's telephone number, including area code)  
(Former name, 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:

- 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 2.02. Results of Operations and Financial Condition.**

On April 28, 2010, AvalonBay Communities, Inc. (the Company ) issued a press release announcing its financial results for the first quarter 2010. That release referred to certain attachments with supplemental information that were available on the Company's website. The full text of the press release, including the supplemental information and attachments referred to within the release, are furnished as Exhibit 99.1 and Exhibit 99.2 hereto.

**ITEM 9.01 Financial Statements and Exhibits**

(c) Exhibits.

| Exhibit No. | Description  |
|-------------|--|
| 99.1        | Press Release of AvalonBay Communities, Inc. dated April 28, 2010, including Attachments.  |
| 99.2        | Supplemental discussion of first quarter 2010 operating results (the Full Release ) dated April 28, 2010, including Attachments. |

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SIGNATURE

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be filed on its behalf by the undersigned hereunto duly authorized.

AVALONBAY COMMUNITIES, INC.

Dated: April 28, 2010

By: /s/ Thomas J. Sargeant  
Thomas J. Sargeant  
Chief Financial Officer

Exhibit Index

- 99.1 Press Release of AvalonBay Communities, Inc. dated April 28, 2010, including Attachments.
- 99.2 Supplemental discussion of first quarter 2010 operating results (the Full Release ) dated April 28, 2010, including Attachments.