SCHEDULE 13D
Under the Securities Exchange Act of 1934
(Amendment No. 60)*

THE WENDY’S COMPANY
(Name of Issuer)

COMMON STOCK, PAR VALUE $.10 PER SHARE
(Title of Class of Securities)

95058W100
(CUSIP Number)

PETER W. MAY
280 PARK AVENUE
NEW YORK, NEW YORK 10017
TEL. NO.: (212) 451-3000

BRIAN L. SCHORR, ESQ.
CHIEF LEGAL OFFICER
TRIAN FUND MANAGEMENT, L.P.
280 PARK AVENUE, 41st FLOOR
NEW YORK, NEW YORK 10017
TEL. NO.: (212) 451-3000

(Name, Address and Telephone Number of Person Authorized to Receive Notices and Communications)

August 22, 2023
(Date of Event Which Requires Filing of this Statement)

If the filing person has previously filed a statement on Schedule 13G to report the acquisition which is the subject of this Schedule 13D, and is filing this schedule because of §§ 240.13d-1(e), 240.13d-1(f) or 240.13d-1(g), check the following box ☐

Note: Schedules filed in paper format shall include a signed original and five copies of the schedule, including all exhibits. See Rule 13d-7 for other parties to whom copies are to be sent.

*The remainder of this cover page shall be filled out for a reporting person’s initial filing on this form with respect to the subject class of securities, and for any subsequent amendment containing information which would alter disclosures provided in a prior cover page.

The Information required on the remainder of this cover page shall not be deemed to be “filed” for the purpose of Section 18 of the Securities Exchange Act of 1934 (“Act”) or otherwise subject to the liabilities of that section of the Act but shall be subject to all other provisions of the Act (however, see the Notes).
NAME OF REPORTING PERSON
Nelson Peltz

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP
(a)
(b)  

SEC USE ONLY

SOURCE OF FUNDS
Not applicable

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)
[

CITIZENSHIP OR PLACE OF ORGANIZATION
United States

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH

SOLE VOTING POWER (See Item 5)

SHARED VOTING POWER (See Item 5)

SOLE DISPOSITIVE POWER (See Item 5)

SHARED DISPOSITIVE POWER (See Item 5)

33,736,431

9,964,847

AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)

33,736,431

CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES
[

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)
16.12%*

TYPE OF REPORTING PERSON
IN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Company’s Quarterly Report on Form 10-Q for the quarter ended on July 2, 2023 (the “Form 10-Q”).
NAME OF REPORTING PERSON
Peter W. May

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP (a) (b)

SEC USE ONLY

SOURCE OF FUNDS
Not applicable

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)

CITIZENSHIP OR PLACE OF ORGANIZATION
United States

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH
SOLE VOTING POWER (See Item 5)
33,529,742

SHARED VOTING POWER (See Item 5)

SOLE DISPOSITIVE POWER (See Item 5)
5,491,425

SHARED DISPOSITIVE POWER (See Item 5)

AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON
(See Item 5)
33,529,742

CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)
16.02%*

TYPE OF REPORTING PERSON
IN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
NAME OF REPORTING PERSON
Trian Fund Management, L.P.

S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON
20-3454182

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP

SEC USE ONLY

SOURCE OF FUNDS
OO

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)

CITIZENSHIP OR PLACE OF ORGANIZATION
Delaware

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH

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<th>SOLE VOTING POWER (See Item 5)</th>
<th>SHARED VOTING POWER (See Item 5)</th>
<th>SOLE DISPOSITIVE POWER (See Item 5)</th>
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AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)

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CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)

<table>
<thead>
<tr>
<th></th>
<th>8.52%*</th>
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TYPE OF REPORTING PERSON
PN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
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<td>NAME OF REPORTING PERSON</td>
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<td>Trian Fund Management GP, LLC</td>
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<tr>
<td>(b)</td>
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<td>SOURCE OF FUNDS</td>
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<td>CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)</td>
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<td>CITIZENSHIP OR PLACE OF ORGANIZATION</td>
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<td>NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH</td>
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<td>AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON</td>
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<td>15</td>
<td>PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)</td>
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<td>16</td>
<td>8.52%*</td>
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<tr>
<td>17</td>
<td>TYPE OF REPORTING PERSON</td>
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<td></td>
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</tbody>
</table>

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
NAME OF REPORTING PERSON
Trian Partners GP, L.P.

S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON
20-3453775

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP
(a) [ ]
(b) [ ]

SEC USE ONLY

SOURCE OF FUNDS
OO

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e) [ ]

CITIZENSHIP OR PLACE OF ORGANIZATION
Delaware

NUMBER OF SHARES BENEFICIALLY OWNED

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<th>REPORTING PERSON</th>
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AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)
12,798

CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES [ ]

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)
0.01%*

TYPE OF REPORTING PERSON
PN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
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<td>Trian Partners General Partner, LLC</td>
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<td>CITIZENSHIP OR PLACE OF ORGANIZATION</td>
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<td>AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)</td>
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<td>CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES</td>
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<td>PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)</td>
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<td>13</td>
<td>TYPE OF REPORTING PERSON</td>
<td>OO</td>
</tr>
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</table>

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
NAME OF REPORTING PERSON  
Trian Partners, L.P.

S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON  
20-3453988

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP (a) (b)

SEC USE ONLY

SOURCE OF FUNDS

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)

CITIZENSHIP OR PLACE OF ORGANIZATION

Delaware

<table>
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<th>NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH</th>
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<th>SHARED VOTING POWER (See Item 5)</th>
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<td>5,609,169</td>
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AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)

5,609,169

CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)

2.68%*

TYPE OF REPORTING PERSON

PN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
<p>| | |</p>
<table>
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<th></th>
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| 1 | NAME OF REPORTING PERSON  
Trian Partners Master Fund, L.P. |
| 2 | S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON  
98-0468601 |
| 3 | CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP |
| 4 | SOURCE OF FUNDS  
OO |
| 5 | SEC USE ONLY |
| 6 | CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e) |
| 7 | CITIZENSHIP OR PLACE OF ORGANIZATION  
Cayman Islands |
| 8 | NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH  
SOLE VOTING POWER (See Item 5)  
0  
SHARED VOTING POWER (See Item 5)  
8,586,129 |
| 9 | SOLE DISPOSITIVE POWER (See Item 5)  
0  
SHARED DISPOSITIVE POWER (See Item 5)  
8,586,129 |
| 10 | AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)  
8,586,129 |
| 11 | CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES |
| 12 | PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)  
4.10%* |
| 13 | TYPE OF REPORTING PERSON  
PN |

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
**NAME OF REPORTING PERSON**  
Trian Partners Parallel Fund I, L.P.

**S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON**  
20-3694154

**CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP**  
(a) [ ]  
(b) [ ]

**SOURCE OF FUNDS**  
OO

**CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)**  
[ ]

**CITIZENSHIP OR PLACE OF ORGANIZATION**  
Delaware

**NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH**

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<th>SOLE VOTING POWER (See Item 5)</th>
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<td>1,172,869</td>
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**AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)**  
1,172,869

**CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES**  
[ ]

**PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)**  
0.56%*

**TYPE OF REPORTING PERSON**  
PN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
NAME OF REPORTING PERSON  
Matthew Peltz

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP  
(a)  
(b)  

SEC USE ONLY

SOURCE OF FUNDS
Not Applicable

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)

CITIZENSHIP OR PLACE OF ORGANIZATION
United States

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH

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AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)

|     | 423,683                         |

CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)

0.20%*

TYPE OF REPORTING PERSON
IN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
NAME OF REPORTING PERSON
Trian Partners Strategic Fund G-II, L.P.

S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON
46-5509975

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP
(a)
(b)

SEC USE ONLY

SOURCE OF FUNDS
OO

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)

CITIZENSHIP OR PLACE OF ORGANIZATION
Delaware

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH

SOLE VOTING POWER (See Item 5)
0

SHARED VOTING POWER (See Item 5)
663,203

SOLE DISPOSITIVE POWER (See Item 5)
0

SHARED DISPOSITIVE POWER (See Item 5)
663,203

AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON
(See Item 5)
663,203

CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)
0.32%*

TYPE OF REPORTING PERSON
PN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
NAME OF REPORTING PERSON
Trian Partners Strategic Fund G-III, L.P.

S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON
47-2121971

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP
(a) [ ]
(b) [ ]

SEC USE ONLY

SOURCE OF FUNDS
OO

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e) [ ]

CITIZENSHIP OR PLACE OF ORGANIZATION
Delaware

NUMBER OF SHARES BENEFICIALLY OWNED
BY EACH REPORTING PERSON WITH
7 SOLE VOTING POWER (See Item 5)
0

8 SHARED VOTING POWER (See Item 5)

9 SOLE DISPOSITIVE POWER (See Item 5)
0

10 SHARED DISPOSITIVE POWER (See Item 5)

162,088

AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON
(See Item 5)
162,088

CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES [ ]

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)
0.08% *

TYPE OF REPORTING PERSON
PN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
NAME OF REPORTING PERSON    
Trian Partners Strategic Fund-K, L.P.

S.S. OR I.R.S. IDENTIFICATION NO. OF ABOVE PERSON  
47-5116069

CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP

SEC USE ONLY

SOURCE OF FUNDS
OO

CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEMS 2(d) or 2(e)

CITIZENSHIP OR PLACE OF ORGANIZATION
Delaware

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH

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<th>SOLE VOTING POWER (See Item 5)</th>
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AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON (See Item 5)

1,620,803

CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES

PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11)

0.77%*

TYPE OF REPORTING PERSON
PN

* This percentage is calculated based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Form 10-Q.
This Amendment No. 60 ("Amendment No. 60") amends and supplements the Schedule 13D dated October 13, 1992 (the "Original Statement"), as amended and restated by Amendment No. 6 dated May 3, 1993, as amended by Amendment No. 7 dated February 14, 1996, as amended by Amendment No. 8 dated October 13, 1998, as amended by Amendment No. 9 dated March 12, 1999, as amended by Amendment No. 10 dated May 4, 1999, as amended by Amendment No. 11 dated November 12, 2002, as amended by Amendment No. 12 dated April 25, 2003, as amended by Amendment No. 13 dated July 1, 2003, as amended by Amendment No. 14 dated September 24, 2003, as amended by Amendment No. 15 dated December 4, 2003, as amended by Amendment No. 16 dated January 15, 2004, as amended by Amendment No. 17 dated April 20, 2004, as amended by Amendment No. 18 dated June 29, 2004, as amended by Amendment No. 19 dated July 23, 2004, as amended by Amendment No. 20 dated May 23, 2005, as amended by Amendment No. 21 dated January 6, 2006, as amended by Amendment No. 22 dated February 23, 2006, as amended by Amendment No. 23 dated December 26, 2006, as amended by Amendment No. 24 dated April 23, 2008, as amended by Amendment No. 25 dated September 16, 2008, as amended by Amendment No. 26 dated September 23, 2008, as amended by Amendment No. 27 dated September 25, 2008, as amended by Amendment No. 28 dated October 1, 2008, as amended by Amendment No. 29 dated October 8, 2008, as amended by Amendment No. 30 dated November 6, 2008, as amended by Amendment No. 31 dated November 25, 2008, as amended by Amendment No. 32 dated December 5, 2008, as amended by Amendment No. 33 dated December 8, 2008, as amended by Amendment No. 34 dated December 11, 2008, as amended by Amendment No. 35 dated April 1, 2009, as amended by Amendment No. 36 dated March 9, 2010, as amended by Amendment No. 37 dated June 10, 2010, as amended by Amendment No. 38 dated February 2, 2011, as amended by Amendment No. 39 dated December 1, 2011 as amended by Amendment No. 40 dated February 6, 2012, as amended by Amendment No. 41 dated January 14, 2014, as amended by Amendment No. 42 dated January 15, 2014, as amended by Amendment No. 43 dated September 18, 2014, as amended by Amendment No. 44 dated June 3, 2015, as amended by Amendment No. 45 dated June 18, 2015, as amended by Amendment No. 46 dated June 25, 2015, as amended by Amendment No. 47 dated July 8, 2015, as amended by Amendment No. 48 dated July 20, 2015, as amended by Amendment No. 49 dated December 15, 2015, as amended by Amendment No. 50 dated December 6, 2016, as amended by Amendment No. 51 dated June 6, 2017, as amended by Amendment No. 52 dated February 27, 2018, as amended by Amendment No. 53 dated May 16, 2018, as amended by Amendment No. 54 dated March 7, 2019, as amended by Amendment No. 55 dated August 16, 2019, as amended by Amendment No. 56 dated May 24, 2022, as amended by Amendment No. 57 dated January 13, 2023, as amended by Amendment No. 58 dated March 3, 2023, and as amended by Amendment No. 59 dated June 2, 2023 ("Amendment No. 59") (the Original Statement, as so amended shall be known as the "Statement"), with respect to the (i) the Common Stock, par value $.10 per share (the "Common Stock"), of The Wendy’s Company (the “Company,” formerly known as Wendy’s/Arby’s Group, Inc. and, before that, Triarc Companies, Inc., a Delaware corporation ("Triarc") and successor by merger to Triarc Companies, Inc., an Ohio corporation formerly named DWG Corporation) for periods commencing on or after May 28, 2009, (ii) the Common Stock, par value $.10 per share, of Triarc (through September 29, 2008, the date of the closing of the acquisition of Wendy’s described in Item 4) and of the Company for the period commencing on September 30, 2008 and ending on May 27, 2009 (the “Class A Common Stock”), and (iii) for periods prior to September 30, 2008, the Class B Common Stock, Series 1, par value $.10 per share, of Triarc (the “Class B Common Stock”). Unless otherwise indicated, all capitalized terms used herein shall have the same meaning as set forth in the Statement.

Except as set forth below, there are no changes to the information set forth in the Statement.

Items 3, 4 and 5 of the Statement are hereby amended as follows:

**Item 3. Source and Amount of Funds or Other Consideration**

Item 3 of the Statement is hereby amended and supplemented by the following:

Since the filing of Amendment No. 59, Nelson Peltz, in his capacity as a director of the Company, was awarded 1,043 shares of Common Stock on July 6, 2023; Mr. May, in his capacity as a director of the Company, was awarded 1,423 shares of Common Stock on July 6, 2023, and Matthew Peltz, in his capacity as a director of the Company, was awarded 1,275 shares of Common Stock on July 6, 2023, in each case in lieu of board of directors and committee retainer fees otherwise payable in cash pursuant to the terms of the Company’s 2020 Omnibus Award Plan.

**Item 4. Purpose of Transaction**

Item 4 is hereby amended and supplemented as follows:

The sales of Shares by Trian Onshore and Trian Master Fund reported in this Amendment No. 60 were done for portfolio management purposes. None of the Shares that were sold were owned directly by Messrs. Peltz, May, or M. Peltz.

**Item 5. Interest in Securities of the Issuer**

(1) Part (a) of Item 5 of the Statement is amended by deleting the eleventh through seventeenth paragraphs thereof and replacing
Mr. Peltz directly owns and has the sole power to dispose of and the shared power to vote 9,964,847 shares of Common Stock. Mr. May directly owns and has the sole power to dispose of and the shared power to vote 5,491,425 shares of Common Stock. Mr. M. Peltz directly owns and has the sole power to dispose of and vote 95,856 shares of Common Stock.

Claudia Peltz, Mr. Peltz’s wife, is the beneficial owner of 44,169 shares of Common Stock. These shares were previously beneficially owned by the Peltz L.P., the general partner of which was a limited liability company of which Mrs. Peltz was the sole member. Mr. Peltz may be deemed to beneficially own the shares of Common Stock owned by Mrs. Peltz. Mr. Peltz disclaims beneficial ownership of such shares.

The Peltz 2009 Family Trust is the beneficial owner of 132,397 shares of Common Stock. Mrs. Peltz, Mr. Peltz and Mr. M. Peltz serve as the trustees of the Peltz 2009 Family Trust. The shares held by the Peltz 2009 Family Trust were previously beneficially owned by the NP 2009 GRAT, a trust of which Mr. Peltz was the sole trustee. Each of Mr. Peltz and Mr. M. Peltz may be deemed to beneficially own the shares of Common Stock owned by the 2009 Family Trust. Each of Mr. Peltz and Mr. M. Peltz disclaims beneficial ownership of such shares.

In addition, certain of Mr. Peltz’s children (the “Peltz Children”) beneficially own 81,104 shares of Common Stock, which Mr. Peltz may be deemed to beneficially own. Mr. Peltz disclaims beneficial ownership of such shares.

The Peltz Family Foundation is the beneficial owner of 195,430 shares of Common Stock. Mr. and Mrs. Peltz, Mr. M. Peltz and an unrelated person serve as the trustees of the Peltz Family Foundation. Each of Mr. Peltz and Mr. M. Peltz may be deemed to beneficially own the shares of Common Stock owned by the Peltz Family Foundation. Each of Mr. Peltz and Mr. M. Peltz disclaims beneficial ownership of such shares.

The May Family Foundation is the beneficial owner of 32,910 shares of Common Stock. Mr. and Mrs. May and their two adult children serve as the directors of the May Family Foundation. Mr. May may be deemed to beneficially own the shares of Common Stock owned by the May Family Foundation. Mr. May disclaims beneficial ownership of such shares.

Pursuant to the Voting Agreement, Mr. Peltz may also be deemed to share voting power (but has no dispositive power) with respect to 5,491,425 shares of the Common Stock beneficially owned by Mr. May (excluding shares beneficially owned by the May Family Foundation), and Mr. May may also be deemed to share voting power (but has no dispositive power) with respect to 10,178,348 shares of the Common Stock beneficially owned by Mr. Peltz (excluding shares beneficially owned by Ms. Peltz and the Peltz Family Foundation). Accordingly, Mr. Peltz may be deemed to beneficially own such shares of Common Stock beneficially owned by Mr. May, and Mr. May may be deemed to beneficially own such shares of Common Stock beneficially owned by Mr. Peltz.

Trian Onshore directly owns 5,609,169 shares of Common Stock, Trian Master Fund directly owns 8,586,129 shares of Common Stock, Parallel Fund I directly owns 1,172,869 shares of Common Stock, Trian GP directly owns 12,798 shares of Common Stock, Fund-G II directly owns 663,203 shares of Common Stock, Fund-G III directly owns 162,088 shares of Common Stock and Fund-K directly owns 1,620,803 shares of Common Stock. Mr. Peltz and Mr. May, by virtue of their relationships to Trian Onshore, Trian Master Fund, Parallel Fund I, Fund-G II, Fund-G III, Fund-K, Trian GP, Trian GP LLC, Trian Management and Trian Management GP (as discussed in Item 2 above), may be deemed to have shared voting power and shared dispositive power with regard to, and therefore may be deemed to beneficially own the shares of Common Stock directly owned by Trian Onshore, Trian Master Fund, Parallel Fund I, Fund-G II, Fund-G III, Fund-K and Trian GP. Each of Mr. Peltz and Mr. May disclaim beneficial ownership of such shares for all other purposes.

As a result, Mr. Peltz may be deemed to beneficially own an aggregate of 33,736,431 shares of Common Stock (including shares of Common Stock beneficially owned by Mr. May, Ms. Peltz, the Peltz 2009 Family Trust, the Peltz Children, the Peltz Family Foundation, Trian Onshore, Trian Master Fund, Parallel Fund I, Fund-G II, Fund-G III, Fund-K, and Trian GP, but excluding shares beneficially owned by the May Family Foundation), representing approximately 16.12% of the outstanding shares of Common Stock. In addition, Mr. May may be deemed to beneficially own an aggregate of 33,529,742 shares of Common Stock (including shares of Common Stock beneficially owned by the May Family Foundation, Mr. Peltz, Trian Onshore, Trian Master Fund, Parallel Fund I, Fund-G II, Fund-G III, Fund-K, and Trian GP, but excluding shares beneficially owned by Ms. Peltz, and the Peltz Family Foundation), representing approximately 16.02% of the outstanding shares of Common Stock.

(2) Item 5 of the Statement is hereby amended and supplemented by deleting Part (a) and the first and second paragraphs of Part (b) of Item 5 of Amendment No. 59 and replacing them with the following:

(a) As of 4:00 p.m., New York City time, on August 23, 2023, the Filing Persons beneficially owned, in the aggregate, 33,865,197 shares of Common Stock, representing approximately 16.18% of the outstanding Common Stock (based upon 209,288,141 shares of Common Stock outstanding as of August 2, 2023, as reported in the Company’s Quarterly Report on Form 10-Q for the quarterly period ended on July 2, 2023).
(b) Each of Trian Onshore, Trian Master Fund, Parallel Fund I, Trian GP, Fund-G II, Fund-G III and Fund-K beneficially and directly owns and has sole voting power and sole dispositive power with regard to 5,609,169, 8,586,129, 1,172,869, 12,798, 663,203, 162,088 and 1,620,803 shares of Common Stock, respectively, in each case except to the extent that other Filing Persons as described in the Statement may be deemed to have shared voting power and shared dispositive power with regard to such shares.

Each of Trian Management, Trian Management GP, Nelson Peltz, and Peter W. May, by virtue of their relationships to Trian Onshore, Trian Master Fund, Parallel Fund I, Fund-G II, Fund-G III and Fund-K (as discussed in Item 2), may be deemed to have shared voting power and shared dispositive power with regard to, and therefore may be deemed to beneficially own (as that term is defined in Rule 13d-3 under the Act), all of the shares of Common Stock that Trian Onshore, Trian Master Fund, Parallel Fund I, Fund-G II, Fund-G III and Fund-K directly and beneficially own. Each of Trian Management, Trian Management GP, Nelson Peltz, and Peter W. May disclaims beneficial ownership of such shares for all other purposes. Each of Trian GP LLC, Trian Management, Trian Management GP, Nelson Peltz, and Peter W. May disclaims beneficial ownership of such shares for all other purposes.

(3) Part (c) of Item 5 of the Statement is amended and supplemented by the following:

The following table sets forth all transactions by any of the Filing Persons with respect to the shares of Common Stock effected since Amendment No. 59 was filed, inclusive of the transactions effected through 4:00 p.m., New York City time, on August 23, 2023. All such transactions in the table were effected in block trades. The prices set forth in the table do not include commissions.

<table>
<thead>
<tr>
<th>Name</th>
<th>Date</th>
<th>No. of Shares</th>
<th>Price Per Share ($)</th>
<th>Transaction Type</th>
</tr>
</thead>
<tbody>
<tr>
<td>Trian Master Fund</td>
<td>08/22/2023</td>
<td>1,462,613</td>
<td>$20.30</td>
<td>Sale</td>
</tr>
<tr>
<td>Trian Onshore</td>
<td>08/22/2023</td>
<td>1,442,956</td>
<td>$20.30</td>
<td>Sale</td>
</tr>
</tbody>
</table>
SIGNATURE
After reasonable inquiry and to the best of each of the undersigned’s knowledge and belief, each of the undersigned certifies that the information set forth in this statement is true, complete and correct.

Dated: August 23, 2023

TRIAN PARTNERS GP, L.P.
By: /s/ PETER W. MAY
    Name: Peter W. May
    Title: Member

TRIAN PARTNERS GENERAL PARTNER, LLC
By: /s/ PETER W. MAY
    Name: Peter W. May
    Title: Member

TRIAN PARTNERS, L.P.
By: Trian Partners GP, L.P., its general partner

By: Trian Partners General Partner, LLC, its general partner

By: /s/ PETER W. MAY
    Name: Peter W. May
    Title: Member

TRIAN PARTNERS MASTER FUND, L.P.
By: Trian Partners GP, L.P., its general partner

By: Trian Partners General Partner, LLC, its general partner

By: /s/ PETER W. MAY
    Name: Peter W. May
    Title: Member
TRIAN PARTNERS PARALLEL FUND I, L.P.
By: Trian Partners Parallel Fund I General Partner, LLC, its general partner

By: /s/ PETER W. MAY
Name: Peter W. May
Title: Member

TRIAN FUND MANAGEMENT, L.P.
By: Trian Fund Management GP, LLC, its general partner

By: /s/ PETER W. MAY
Name: Peter W. May
Title: Member

TRIAN FUND MANAGEMENT GP, LLC

By: /s/ PETER W. MAY
Name: Peter W. May
Title: Member

TRIAN PARTNERS STRATEGIC FUND-G II, L.P.
By: Trian Partners Strategic Fund-G II GP, L.P., its general partner

By: Trian Partners Strategic Fund-G II General Partner, LLC, its general partner

By: /s/ PETER W. MAY
Name: Peter W. May
Title: Member
TRIAN PARTNERS STRATEGIC FUND-G III, L.P.
By: Trian Partners Strategic Fund-G III GP, L.P., its general partner
By: Trian Partners Strategic Fund-G III General Partner, LLC, its general partner
By: /s/ PETER W. MAY
    Name: Peter W. May
    Title: Member

TRIAN PARTNERS STRATEGIC FUND-K, L.P.
By: Trian Partners Strategic Fund-K GP, L.P., its general partner
By: Trian Partners Strategic Fund-K General Partner, LLC, its general partner
By: /s/ PETER W. MAY
    Name: Peter W. May
    Title: Member

/s/ NELSON PELTZ
Nelson Peltz

/s/ PETER W. MAY
Peter W. May

/s/ MATTHEW H. PELTZ
Matthew H. Peltz
<table>
<thead>
<tr>
<th>EXHIBIT</th>
<th>DESCRIPTION</th>
<th>PAGE NO.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Stock Purchase Agreement dated as of October 1, 1992 by and between the Purchaser, Posner, Posner Trust and Security Management.</td>
<td>Filed with Original Statement</td>
</tr>
<tr>
<td>2</td>
<td>Exchange Agreement dated as of October 12, 1992 between the Company and Security Management.</td>
<td>Filed with Original Statement</td>
</tr>
<tr>
<td>3</td>
<td>Agreement dated as of October 1, 1992 between the Company and the Purchaser.</td>
<td>Filed with Original Statement</td>
</tr>
<tr>
<td>4</td>
<td>Agreement of Limited Partnership of the Purchaser dated as of September 25, 1992.</td>
<td>Filed with Original Statement</td>
</tr>
<tr>
<td>5</td>
<td>Joint Filing Agreement of the Purchaser, Peltz and May.</td>
<td>Filed with Amendment No. 14</td>
</tr>
<tr>
<td>6</td>
<td>Memorandum of Understanding, dated January 21, 1993, by and between the Purchaser and William A. Ehrman, individually and derivatively on behalf of SEPSO.</td>
<td>Filed with Amendment No. 2</td>
</tr>
<tr>
<td>7</td>
<td>Letter dated January 25, 1993 from Steven Posner to the Purchaser Filed with Amendment (including proposed terms and conditions of Consulting Agreement to be No. 2 entered into between the Company and Steven Posner).</td>
<td>Filed with Amendment No. 2</td>
</tr>
<tr>
<td>8</td>
<td>Undertaking and Agreement, dated February 9, 1993, executed by the Purchaser.</td>
<td>Filed with Amendment No. 3</td>
</tr>
<tr>
<td>9</td>
<td>Amendment No. 3 dated as of April 14, 1993 to Agreement of Limited Partnership of the Purchaser.</td>
<td>Filed with Amendment No. 4</td>
</tr>
<tr>
<td>10</td>
<td>Citibank Loan Documents (Exhibits and Schedule omitted).</td>
<td>Filed with Amendment No. 4</td>
</tr>
<tr>
<td>11</td>
<td>Republic Loan Documents (Exhibits and Schedules omitted).</td>
<td>Filed with Amendment No. 4</td>
</tr>
<tr>
<td>12</td>
<td>Pledge and Security Agreement, dated as of April 5, 1993, between the Purchaser and Citibank.</td>
<td>Filed with Amendment No. 5</td>
</tr>
<tr>
<td>13</td>
<td>Custodial Loan Documents.</td>
<td>Filed with Amendment No. 5</td>
</tr>
<tr>
<td>14</td>
<td>Agreement, dated May 2, 1994 among Nelson Peltz, Peter W. May and Leon Kalvaria.</td>
<td>Filed with Amendment No. 6</td>
</tr>
<tr>
<td>15</td>
<td>Amended and Restated Pledge and Security Agreement, dated as of July 25, 1994 between the Purchaser and Citibank.</td>
<td>Filed with Amendment No. 6</td>
</tr>
<tr>
<td>16</td>
<td>Amendment No. 1 dated as of November 15, 1992 to Agreement of Limited Partnership of the Purchaser.</td>
<td>Filed with Amendment No. 7</td>
</tr>
<tr>
<td>17</td>
<td>Amendment No. 2 dated as of March 1, 1993 to Agreement of Limited Partnership of the Purchaser.</td>
<td>Filed with Amendment No. 7</td>
</tr>
<tr>
<td>18</td>
<td>Amendment No. 4 dated a January 1, 1995 to Agreement of Limited Partnership of the Purchaser.</td>
<td>Filed with Amendment No. 7</td>
</tr>
<tr>
<td>19</td>
<td>Amendment No. 5 dated as of January 1, 1996 to Agreement of Limited Partnership of the Purchaser.</td>
<td>Filed with Amendment No. 7</td>
</tr>
<tr>
<td>20</td>
<td>BOA Loan documents, as amended (Exhibits and Schedules omitted).</td>
<td>Filed with Amendment No. 22</td>
</tr>
<tr>
<td>21</td>
<td>Letter, dated October 12, 1998, from Messrs. Nelson Peltz and Peter W. May to the Company.</td>
<td>Filed with Amendment No. 8</td>
</tr>
<tr>
<td>22</td>
<td>Press release, issued by the Company, dated October 12, 1998.</td>
<td>Filed with Amendment No. 8</td>
</tr>
<tr>
<td>23</td>
<td>Letter, dated October 12, 1998, from the Company to Messrs. Nelson Peltz and Peter W. May.</td>
<td>Filed with Amendment No. 8</td>
</tr>
<tr>
<td>24</td>
<td>Press release issued by the Company, dated March 10, 1999.</td>
<td>Filed with Amendment No. 9</td>
</tr>
<tr>
<td>25</td>
<td>Amended and Restated Agreement of Limited Partnership of the Purchaser, amended and restated as of November 11, 2002.</td>
<td>Filed with Amendment No. 11</td>
</tr>
<tr>
<td>26</td>
<td>Pledge Agreement dated April 2, 2001, made by Peltz Family Limited Partnership, in favor of Bank of America, N.A.</td>
<td>Filed with Amendment No. 13</td>
</tr>
</tbody>
</table>


Amendment No. 1 to Pledge and Security Agreement dated July 23, 2004, made by Peter W. May, in favor of Bank of America, N.A. File with Amendment No. 19.


Agreement and Plan of Merger, dated April 23, 2008, by and among Triarc, Wendy’s and Green Merger Sub. Incorporate references to Exhibits 2.1 to the Company’s current report on Form 8-K filed with the Securities and Exchange Commission on April 29, 2008.


Joint Filing Agreement of the Filing Persons. Filed with Amendment No. 25.


Joint Filing Agreement of the Filing Persons. Filed with Amendment No. 28.

Amendment No. 1 to Agreement, dated as of April 1, 2009, by and among the Company, Trian Onshore, Trian Master Fund, Parallel Fund I, Parallel Fund II, Trian Management, Trian Management GP, Nelson Peltz, Peter W. May and Edward P. Garden. Filed with Amendment No. 35.


Joint Filing Agreement of the Filing Persons. Filed with Amendment 40.

Partial Release and Fourteenth Omnibus Amendment, dated as of August 18, 2014, to the Amended Documents referred to therein by and among Peter W. May, Leni May and Bank of America, N.A. Filed with Amendment 43.

Partial Release and Eighth Omnibus Amendment, dated as of September 17, 2014, to the Amended Documents referred to therein by and among Nelson Peltz, Claudia Peltz and Bank of America, N.A. Filed with Amendment 43.

Stock Purchase Agreement dated June 2, 2015 between the Company and the persons listed on Schedule I thereto. Filed with Amendment 44.

Joint Filing Agreement of the Filing Persons. Filed with Amendment 50.