

Edgar Filing: ACTUATE CORP - Form 8-K

ACTUATE CORP
Form 8-K
September 20, 2004

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

September 20, 2004
Date of Report (date of earliest event reported)

ACTUATE CORPORATION
(Exact name of registrant as specified in its charter)

| | | |
|---|-----------------------------|---|
| Delaware | 0-24607 | 94-3193197 |
| ----- | ----- | ----- |
| (State or other jurisdiction of incorporation) | (Commission File Number) | (I.R.S. Employer Identification No.) |

701 Gateway Boulevard, South San Francisco,
California 94080 (Address of principal
executive offices, including zip code)

(650) 837-2000
(Registrant's telephone number,
including area code)

ITEM 8.01. OTHER EVENTS

This Form 8-K is being furnished to report that on September 20, 2004, Actuate issued a press release announcing that it has prevailed on appeal in the case of MicroStrategy, Incorporated v. Li, Xue and Actuate Corporation. A copy of the press release is attached as Exhibit 99.1 hereto.

SIGNATURES

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

ACTUATE CORPORATION
(Registrant)

Date: September 20, 2004

/s/ DANIEL A. GAUDREAU

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Daniel A. Gaudreau
Senior Vice President,
Finance and Administration
and Chief Financial Officer

INDEX TO EXHIBITS

99.1 Press Release dated September 20, 2004.