Edgar Filing: LIBERATE TECHNOLOGIES - Form 8-K

LIBERATE TECHNOLOGIES Form 8-K

October 14, 2003

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): October 13, 2003

LIBERATE TECHNOLOGIES

(Exact Name of Registrant as Specified in Charter)

Delaware 000-26565 94-3245315 (State or Other Jurisdiction (Commission (IRS Employer of Incorporation) File Number) Identification No.)

2 Circle Star Way, San Carlos, California 94070-6200 (Address of Principal Executive Offices) (Zip Code)

Company's telephone number, including area code: (650) 701-4000

Not applicable

(Former Name or Former Address, if Changed Since Last Report.)

Item 7. Financial Statements and Exhibits

Exhibit

Number Description

99.1 Press release dated October 13, 2003.

Item 9. Regulation FD Disclosure.

The following information is furnished pursuant to "Item 12. Results of Operations and Financial Condition."

On October 13, 2003, Liberate Technologies issued a press release announcing its financial results for the quarter ended August 31, 2003. A copy of the press release is furnished as Exhibit 99.1 to this report.

In accordance with the procedural guidance in SEC Release No. 33-8216, the information in this Form 8-K and the exhibit attached to this Form 8-K are being furnished under "Item 9. Regulation FD Disclosure" rather than under "Item 12. Results of Operations and Financial Condition." The information shall not be deemed "filed" for purposes of Section 18 of the Securities Exchange Act of 1934 (the "Exchange Act") or otherwise subject to the liabilities of that section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933 or the Exchange Act, except as expressly set forth by specific reference in such a filing.

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

Edgar Filing: LIBERATE TECHNOLOGIES - Form 8-K

undersigned hereunto duly authorized.

LIBERATE TECHNOLOGIES

Date: October 13, 2003 By: /s/ Gregory S. Wood

Name: Gregory S. Wood

Title: Executive Vice President and Chief

Financial Officer

EXHIBIT INDEX

Exhibit

Number Description

99.1 Press release dated October 13, 2003 announcing financial results

of Liberate Technologies for the quarter ended August 31, 2003.