

APPLE INC  
Form 8-K  
April 23, 2008

**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**

April 23, 2008

Date of Report (date of earliest event reported)

**APPLE INC.**

(Exact name of Registrant as specified in its charter)

**California**  
(State or other  
jurisdiction of  
incorporation)

**000-10030**  
(Commission File  
Number)

**94-2404110**  
(I.R.S. Employer

Identification Number)

**1 Infinite Loop, Cupertino, CA 95014**

(Address of principal executive offices)

**(408) 996-1010**

(Registrant's telephone number, including area code)

(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:

.. Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)

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- “ 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))

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

On April 23, 2008, Apple Inc. ( Apple ) issued a press release regarding Apple s financial results for its second fiscal quarter ended March 29, 2008 and a related data sheet. A copy of Apple s press release is attached hereto as Exhibit 99.1 and a copy of the related data sheet is attached hereto as Exhibit 99.2.

The information contained in this Current Report shall not be deemed filed for purposes of Section 18 of the Securities Exchange Act of 1934, as amended (the Exchange Act ), or incorporated by reference in any filing under the Securities Act of 1933, as amended, or the Exchange Act, except as shall be expressly set forth by specific reference in such a filing.

**Item 9.01 Financial Statements and Exhibits.**

**(d) Exhibits.**

The following exhibits are furnished herewith:

**Exhibit**

| <b>Number</b> | <b>Description</b>   |
|---------------|--|
| 99.1          | Text of press release issued by Apple Inc. dated April 23, 2008. |
| 99.2          | Data sheet issued by Apple Inc. dated April 23, 2008.            |

**SIGNATURE**

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.

APPLE INC.

Date: April 23, 2008

By: /s/ Peter Oppenheimer  
Peter Oppenheimer  
Senior Vice President and

Chief Financial Officer

**EXHIBIT INDEX**

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