

Edgar Filing: RED HAT INC - Form 8-K

RED HAT INC  
Form 8-K  
June 17, 2003

SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, D.C. 20549

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FORM 8-K

CURRENT REPORT  
PURSUANT TO SECTION 13 OR 15(d) OF  
THE SECURITIES EXCHANGE ACT OF 1934

Date of Report : June 17, 2003

Red Hat, Inc.  
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Delaware	0-26281	06-1364380
(State or other juris- diction of incorporation)	(Commission File Number)	(IRS Employer Identification No.)
1801 Varsity Drive		
Raleigh, NC		27606
(Address of principal executive offices)		(Zip Code)

Registrant's telephone number, including area code: 919-754-3700

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(Former name or former address, if changed since last report)

Item 9. Regulation FD Disclosure (Information furnished pursuant to Item 12, "Disclosure of Results of Operations and Financial Condition").

On June 17, 2003, Red Hat, Inc. announced its financial results for the quarter ended May 31, 2003. The full text of the press release issued in connection with the announcement is attached as Exhibit 99.1 to this Current Report on Form 8-K.

In accordance with the procedural guidance in SEC Release No. 33-8216, the information in this Form 8-K and the Exhibit attached hereto is being furnished under "Item 9. Regulation FD Disclosure" rather than under "Item 12. Disclosure of 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

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expressly set forth by specific reference in such a filing.

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.

Date: June 17, 2003

Red Hat, Inc.

By: Kevin B. Thompson

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Chief Financial Officer

(Principal Financial Officer)

EXHIBIT INDEX

Exhibit No.

Description

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99.1

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Press release dated June 17, 2003