## Edgar Filing: FINISAR CORP - Form 8-K

FINISAR CORP Form 8-K March 05, 2015 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 Date of Report: March 5, 2015 (Date of earliest event reported) **Finisar** Corporation (Exact name of registrant as specified in its charter) DE 000-27999 94-3038428 (State or other jurisdiction of incorporation) (Commission File Number) (IRS Employer Identification Number) 1389 Moffett Park Drive, Sunnyvale, CA 94089 (Address of principal executive offices) (Zip Code) 4085425051 (Registrant's telephone number, including area code) Not Applicable (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)

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 1.01. Entry into a Material Definitive Agreement Item not selected. Item 1.02. Termination of a Material Definitive Agreement Item not selected. Item 1.03. Bankruptcy or Receivership Item not selected. Item 1.04. Mine Safety - Reporting of Shutdowns and Patterns of Violations Item not selected. Item 2.01. Completion of Acquisition or Disposition of Assets Item not selected. Item 2.02. Results of Operations and Financial Condition On March 5, 2015, Finisar Corporation issued a press release announcing its financial results for the third quarter of

fiscal 2015 ended January 25, 2015. A copy of the press release is attached hereto as Exhibit 99.1.

In accordance with General Instruction B.2 of Form 8-K, the information in this Current Report on Form 8-K, including Exhibit 99.1, shall not be deemed to be "filed" for purposes of Section 18 of the Securities Exchange Act of 1934, as amended (the "Exchange Act"), or otherwise subject to the liability of that section, and shall not be incorporated by reference into any registration statement or other document filed under the Securities Act of 1933, as

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amended, or the Exchange Act, except as shall be expressly set forth Item 2.03. Creation of a Direct Financial Obligation or an Obligation under an Off-Balance Sheet Arrangement of a Registrant Item not selected. Item 2.04. Triggering Events That Accelerate or Increase a Direct Financial Obligation or an Obligation under an **Off-Balance Sheet Arrangement** Item not selected. Item 2.05. Costs Associated with Exit or Disposal Activities Item not selected. Item 2.06. Material Impairments Item not selected. Item 3.01. Notice of Delisting or Failure to Satisfy a Continued Listing Rule or Standard; Transfer of Listing Item not selected. Item 3.02. Unregistered Sales of Equity Securities Item not selected. Item 3.03. Material Modification to Rights of Security Holders Item not selected. Item 4.01. Changes in Registrant's Certifying Accountant Item not selected. Item 4.02. Non-Reliance on Previously Issued Financial Statements or a Related Audit Report or Completed Interim Review Item not selected. Item 5.01. Changes in Control of Registrant Item not selected. Item 5.02. Departure of Directors or Certain Officers; Election of Directors; Appointment of Certain Officers Item not selected. Item 5.03. Amendments to Articles of Incorporation or Bylaws; Change in Fiscal Year Item not selected. Item 5.04. Temporary Suspension of Trading Under Registrant's Employee Benefit Plans Item not selected. Item 5.05. Amendment to Registrant's Code of Ethics, or Waiver of a Provision of the Code of Ethics Item not selected. Item 5.06. Change in Shell Company Status Item not selected. Item 5.07. Submission of Matters to a Vote of Security Holders Item not selected. Item 5.08. Shareholder Nominations Pursuant to Exchange Act Rule 14a-11 Item not selected. Item 6.01. ABS Informational and Computational Materials Item not selected. Item 6.02. Change of Servicer or Trustee Item not selected. Item 6.03. Change in Credit Enhancement of Other External Support Item not selected. Item 6.04. Failure to Make a Required Distribution Item not selected. Item 6.05. Securities Act Updating Disclosure Item not selected. Item 6.06. Static Pool Item not selected. Item 6.10. Alternative Filings of Asset-Backed Issuers

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Item not selected. Item 7.01. Regulation FD Disclosure Item not selected. Item 8.01. Other Events Item not selected. Item 9.01. Financial Statements and Exhibits (a) Financial statements: None (b) Pro forma financial information: None (c) Shell company transactions: None (d) Exhibits Press Release of Finisar Corporation dated March 5, 2015

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.

**Finisar Corporation** 

Dated: March 5, 2015	By: /s/ Kurt Adzema
	Kurt Adzema
	Chief Financial Officer

Exhibit Index

99.1 Press Release of Finisar Corporation dated March 5, 2015