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ACTUATE CORP
Form 8-K
June 03, 2003

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

June 3, 2003
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 9. Regulation FD Disclosure

This Form 8-K is being furnished to report that on June 3, 2003, Actuate issued a press release regarding its intention to request a hearing to review the Nasdaq Staff Determination of noncompliance with Marketplace Rule 4310(c)(14). A copy of the press release is attached as Exhibit 99.1 hereto.

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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: June 3, 2003

/s/ DANIEL A. GAUDREAU

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

INDEX TO EXHIBITS

99.1

Press Release dated June 3, 2003.