

VERITAS SOFTWARE CORP /DE/

Form 8-K

September 02, 2004

**Table of Contents**

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**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 (Date of earliest event reported) **August 30, 2004**

**VERITAS Software Corporation**

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(Exact name of registrant as specified in its charter)

**Delaware**

**000-26247**

**77-0507675**

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(State or other jurisdiction  
of incorporation)

(Commission  
File Number)

(IRS Employer  
Identification No.)

**350 Ellis Street, Mountain View, California**

**94043**

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(Address of principal executive offices)

(Zip Code)

Registrant's telephone number, including area code **(650) 527-8000**

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(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 (see General Instruction A.2. below):

- 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))
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**TABLE OF CONTENTS**

Item 1.01 Entry into a Material Definitive Agreement

Item 9.01 Financial Statements and Exhibits

SIGNATURES

Exhibit Index

EXHIBIT 99.01

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**Table of Contents**

**Section 1 Registrant's Business and Operations**

**Item 1.01 Entry into a Material Definitive Agreement**

On August 31, 2004, VERITAS Software Corporation (the Company) issued a press release announcing that it has reached a definitive agreement to acquire KVault Software Limited (KVS) in an all cash transaction valued at approximately \$225 million. The agreement was executed by the Company and KVS on August 30, 2004. The transaction has received necessary approvals from the Company and KVS, but remains subject to customary closing conditions, including third party and governmental consents. The parties anticipate completing the transaction by the end of September 2004. A copy of the press release, dated as of August 31, 2004, entitled VERITAS to Acquire E-mail Archiving Leader KVS, is filed as Exhibit 99.01 to this Current Report and is incorporated herein by reference.

**Section 9 Financial Statements and Exhibits**

**Item 9.01 Financial Statements and Exhibits**

(c) Exhibits

**Exhibit  
Number**

**Exhibit Title or Description**

99.01 Press release entitled VERITAS to Acquire E-mail Archiving Leader KVS, dated August 31, 2004.

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**Table of Contents**

**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 undersigned hereunto duly authorized.

**VERITAS Software Corporation**

/s/ John F. Brigden  
John F. Brigden  
Senior Vice President, General Counsel  
and Secretary

Date: September 1, 2004

**Table of Contents**

**Exhibit Index**

**Exhibit  
Number**

**Exhibit Title or Description**

99.01 Press release entitled VERITAS to Acquire E-mail Archiving Leader KVS, dated August 31, 2004.