

Edgar Filing: NETSCOUT SYSTEMS INC - Form 8-K

NETSCOUT SYSTEMS INC  
Form 8-K  
January 15, 2004

UNITED STATES  
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

January 15, 2004

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Date of report (Date of earliest event reported)

NetScout Systems, Inc.

-----  
(Exact name of Registrant as specified in charter)

Delaware

0000-26251

04-2837575

-----  
(State or Other Jurisdiction  
of Incorporation)

-----  
(Commission File  
Number)

-----  
(I.R.S. Employer  
Identification No.)

310 Littleton Road  
Westford, Massachusetts

01886

-----  
(Address of Principal Executive Offices)

(Zip Code)

(978) 614-4000

-----  
Registrant's telephone number, including area code

Not Applicable

-----  
(Former Name or Former Address, if Changed Since Last Report)

Item 12. Results of Operations and Financial Condition.

The following information and the Exhibit attached hereto shall not be deemed "filed" for purposes of Section 18 of the Securities Exchange Act of 1934, as amended (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, as amended, or the Exchange Act, except as expressly set forth by specific reference in such filing.

On January 15, 2004, NetScout issued a press release regarding its financial results for the quarter ended December 31, 2003, its expectations of future performance and its intention to hold a conference call regarding these topics. NetScout's press release is furnished as Exhibit 99.1 to this report and is incorporated herein by reference.

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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.

NETSCOUT SYSTEMS, INC.

Date: January 15, 2004

By: /s/ David P. Sommers

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David P. Sommers  
Chief Financial Officer and Senior Vice  
President, General Operations

EXHIBIT INDEX

| Exhibit No. | Description                           |
|-------------|---------------------------------------|
| -----       | -----                                 |
| 99.1        | Press release dated January 15, 2004. |