CHOLESTECH CORPORATION Form 8-K October 26, 2005

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# UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, DC 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): October 26, 2005

#### **Cholestech Corporation**

(Exact name of registrant as specified in its charter)

California 000-20198 94-3065493

(State or other jurisdiction of incorporation)

(Commission File Number)

(IRS Employer Identification No.)

3347 Investment Boulevard Hayward, California 94545

(Address of principal executive offices, including zip code)

(510) 732-7200

(Registrant s telephone number, including area code)

(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):

o Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)

o Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)

o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR

240.14d-2(b))

o Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

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#### Item 2.02 Results of Operations and Financial Condition

On October 26, 2005, Cholestech Corporation ( Cholestech ) is issuing a press release and holding a conference call regarding its financial results for the second quarter ended September 23, 2005. A copy of the press release is furnished as Exhibit 99.1 to this Current Report on Form 8-K and is incorporated by reference.

The information in this Current Report on Form 8-K and the exhibit attached hereto 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, regardless of any general incorporation language in such filing.

## Item 9.01. Financial Statements and Exhibits

(c) Exhibits

#### **Exhibit**

No. Description

99.1 Press Release of Cholestech Corporation dated October 26, 2005

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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.

### **CHOLESTECH CORPORATION**

By: /s/ John F. Glenn John F. Glenn Vice President of Finance and Chief Financial Officer

Date: October 26, 2005

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