

VERITAS SOFTWARE CORP /DE/

Form 8-K

September 02, 2004

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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

(Exact name of registrant as specified in its charter)

Delaware

000-26247

77-0507675

(State or other jurisdiction
of incorporation)

(Commission
File Number)

(IRS Employer
Identification No.)

350 Ellis Street, Mountain View, California

94043

(Address of principal executive offices)

(Zip Code)

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

(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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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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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

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**Exhibit
Number**

Exhibit Title or Description

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