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APPIANT TECHNOLOGIES INC

Form 8-K

October 17, 2002

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

October 17, 2002

Date of Report (Date of earliest event reported)

APPIANT TECHNOLOGIES, INC.

(Exact Name of Registrant as Specified in its Charter)

| | | |
|---|----------------------|--------------------------------------|
| Delaware | 0-21999 | 84-1360852 |
| ----- | ----- | ----- |
| (State or other Jurisdiction of Incorporation) | (S.E.C. File Number) | (IRS Employer Identification No.) |

6663 Owens Drive
Pleasanton, CA 94588

(Address of principal executive offices, including zip code)

(925) 251-3200

(Registrant's telephone number, including area code)

Not applicable

(Former name or former address, if changed since last report)

Item 5. Other events.

On October 10, 2002, the Company received notice from NASDAQ indicating that, in addition to shareholder approval and bid price deficiencies set forth in Marketplace Rules 4350(i)(1)(B) and 4350(i)(1)(D)(ii), the Company does not comply with the annual meeting and proxy requirements set forth in Marketplace Rule 4815(b) and the Company's securities are subject to delisting from the NASDAQ Small Cap Market.

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The Company included annual meeting and proxy information that would allow it to regain compliance with Marketplace Rule 4815(b), with its formal submission to the Nasdaq Listing Qualifications Hearing Panel hearing scheduled for October 17, 2002 and the delisting of the Company's securities will be stayed pending the Panel's decision. There can be no assurance that the Panel will grant the Company's request for continued listing.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the

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registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

Appiant Technologies, Inc.

October 17, 2002

By: /s/ Douglas S. Zorn

Douglas S. Zorn
President & CEO