

EXTREME NETWORKS INC
Form 8-K
October 11, 2011

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):

October 4, 2011

EXTREME NETWORKS, INC.
(Exact name of registrant as specified in its charter)

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|---|------------------------------------|--|
| Delaware (State or other jurisdiction of incorporation) | 000-25711 (Commission File No.) | 77-0430270 (I.R.S. Employer Identification No.) |
|---|------------------------------------|--|

3585 Monroe Street
Santa Clara, California 95051

(Address of principal executive offices)

Registrant's telephone number, including area code:
(408) 579-2800

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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Item 8.01. Other Events.

On October 4, 2011 in response to a request from Soros Fund Management LLC (“Soros”), the Board of Directors of Extreme Networks, Inc. (the “Company”) granted an exemption to Soros and its affiliates and associates, including Quantum Partners LP, under the Rights Agreement, dated as of April 27, 2001, between the Company and Mellon Investor Services LLC, as amended through the date hereof (the “Rights Agreement”), to acquire beneficial ownership of additional shares of the common stock of the Company, provided that in each case (i) the acquisition results in beneficial ownership by Soros and its affiliates and associates of no more than 9.9% of the outstanding common stock of the Company, including existing holdings, and (ii) any acquisition must be made on or prior to April 30, 2012, the date on which the Rights Agreement terminates in accordance with its terms.

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.

Date: October 7, 2011

EXTREME NETWORKS, INC.

By: /s/ DIANE HONDA

Diane Honda

Vice President, General Counsel &
Secretary