

Edgar Filing: IMERGENT INC - Form 8-K

IMERGENT INC  
Form 8-K  
May 05, 2004

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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

Date of Report  
(Date of earliest event reported)  
May 5, 2004

Commission File Number  
000-27941

IMERGENT, INC.  
(Exact name of Registrant as specified in its charter)

Delaware  
(State or other jurisdiction of  
incorporation or organization)

87-0591719  
(IRS Employer  
Identification No.)

754 EAST TECHNOLOGY AVENUE  
OREM, UTAH 84097  
(Address of principal executive offices and zip code)

(801) 227-0004  
(Registrant's telephone number)

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ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS

(c)

99.1 Press release dated May 5, 2004 announcing earnings for the quarter ended March 31, 2004 and the withdrawal of its application for NASDAQ Small Cap Exchange listing.

ITEM 9. REGULATION FD DISCLOSURE

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On May 5, 2004, Imergent, Inc. announced its financial results for the quarter ended March 31, 2004 and announced the withdrawal of its application for NASDAQ Small Cap Exchange listing. The full text of the press release issued in connection with the announcement is attached as Exhibit 99.1 to this Current Report on Form 8-K.

In accordance with the procedural guidance in SEC Release No. 33-8216, the information in this Form 8-K and the Exhibit attached hereto is being furnished under "Item 9. Regulation FD Disclosure" rather than under "Item 12. Disclosure of Results of Operations and Financial Condition." The information 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, except as expressly set forth by specific reference in such a filing.

### 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: May 5, 2004

IMERGENT, INC.

By: /s/ ROBERT M. LEWIS

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Name: Robert M. Lewis

Title: Chief Financial Officer