

EPICOR SOFTWARE CORP
Form 8-K
November 03, 2008

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 29, 2008

EPICOR SOFTWARE CORPORATION

(Exact name of registrant as specified in its charter)

Delaware
(State or other jurisdiction of incorporation)

0-20740
(Commission File Number)

33-0277592
(IRS Employer Identification No.)

18200 Von Karman Avenue, Suite 1000, Irvine, California
(Address of principal executive offices)

92612
(Zip Code)

Registrant's telephone number, including area code (949) 585-4000

N/A

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(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:

- 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))

Item 2.02. Results of Operations and Financial Condition.

On October 29, 2008, Epicor Software Corporation (the Company) issued a press release regarding the preliminary financial results for its third quarter of Fiscal 2008 ending September 30, 2008. A copy of the press release is being furnished as Exhibit 99.1 to this Current Report on Form 8-K.

Additionally, at 2 pm Pacific Time on October 29, 2008, the Company held a conference call and simultaneous webcast in which Thomas F. Kelly, the Company's President, Chief Executive Officer and interim Chief Financial Officer, as well as Russ Clark the Company's Principal Accounting Officer made a presentation regarding the Company's financial results for the Company's third quarter of Fiscal 2008 ending September 30, 2008. A copy of the transcript of the conference call is furnished hereto as Exhibit 99.2.

In accordance with General Instruction B.2 of Form 8-K, the information in this Current Report on Form 8-K, including Exhibit 99, shall not be deemed filed for the purposes of Section 18 of the Securities and Exchange Act of 1934 or otherwise subject to the liability of that section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933.

Item 9.01. Financial Statements and Exhibits

(d) Exhibits.

The following exhibit is furnished as part of this report:

| Exhibit Number | Description |
|-----------------------|---|
| Ex-99.1 | Press Release dated October 29, 2008. |
| Ex-99.2 | Transcript of the Company's third quarter 2008 financial results conference call and simultaneous webcast held on October 29, 2008. |

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.

EPICOR SOFTWARE CORPORATION

(Registrant)

Date: October 31, 2008

By: /s/ John D. Ireland
John D. Ireland

Sr. Vice President; General Counsel

EXHIBIT INDEX

The following exhibits are attached hereto and incorporated herein by reference:

| <i>Exhibit Number</i> | | <i>Sequentially Numbered Page</i> |
|-----------------------|---|---------------------------------------|
| Ex.-99.1 | Press Release dated October 29, 2008. | 5 |
| Ex.-99.2 | Transcript of the Company's third quarter 2008 financial results conference call and simultaneous webcast held on October 29, 2008. | |