SALESFORCE COM INC Form 8-K November 17, 2009

# 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

November 17, 2009

Date of Report (date of earliest event reported)

# SALESFORCE.COM, INC.

(Exact name of Registrant as specified in charter)

Delaware (State or other jurisdiction

001-32224 (Commission File Number) 94-3320693 (I. R. S. Employer

of incorporation)

**Identification No.)** 

The Landmark @ One Market, Suite 300

#### San Francisco CA 94105

(Address of principal executive offices)

Registrant s telephone number, including area code: (415) 901-7000

N/A

(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))

#### **Section 2** Financial Information

#### Item 2.02 Results of Operations and Financial Condition

On November 17, 2009, the Company issued a press release announcing its results for the quarter ended October 31, 2009. A copy of the press release is attached as Exhibit 99.1 to this current report on Form 8-K and is incorporated by reference herein.

The information in this current report on Form 8-K and the exhibits attached hereto shall not be deemed filed for purposes of Section 18 of the Securities Exchange Act of 1934, as amended (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, as amended, or the Exchange Act, regardless of any general incorporation language in such filing.

#### Section 9 Financial Statements and Exhibits

# **Item 9.01 Financial Statements and Exhibits** (d) Exhibits

99.1 Press Release dated November 17, 2009

#### Signature

Pursuant to the requirements of the Securities Exchange Act of 1934, as amended, the Registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

Dated: November 17, 2009 salesforce.com, inc.

/s/ DAVID SCHELLHASE

David Schellhase, Senior Vice President and

**General Counsel** 

#### **Exhibit Index**

Exhibit

Number Exhibit Title

99.1 Press Release dated November 17, 2009