

DIGITAL RIVER INC /DE  
Form 8-K  
June 15, 2005

**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): June 15, 2005**

---

**Digital River, Inc.**

(Exact name of registrant as specified in charter)

**Delaware**  
(State or other jurisdiction  
of incorporation)

**000-24643**  
(Commission  
File Number)

**41-1901640**  
(IRS Employer  
Identification No.)

**9625 West 76th Street, Suite 150, Eden Prairie, MN**  
(Address of principal executive offices)

**55344**  
(Zip Code)

**(952) 253-1234**

Edgar Filing: DIGITAL RIVER INC /DE - Form 8-K

Registrant's telephone number, including area code

**Not Applicable**

(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 Exchange Act (17 CFR 240.14d-2(b))
  
  - Pre-commencement communications pursuant to Rule 13e-4(c) under Exchange Act (17 CFR 240.13e-4(c))
-

**Item 1.01 Entry into a Material Definitive Agreement.**

On July 1, 2003, Digital River, Inc. (the Company ) and Symantec Corporation and Symantec Limited (together Symantec ) entered into, in the ordinary course of business, the Amended and Restated Authorized Symantec Electronic Reseller for Shop Symantec Agreement, as now amended by Amendments 1 through 10 (collectively, the Agreement ). Pursuant to the Agreement, the Company has been appointed as an electronic reseller of certain Symantec products and is authorized to market, distribute and sell these products. In addition, the Company provides customer support and other services in connection with resales of Symantec products. The Agreement expires on July 1, 2006 unless otherwise agreed in writing. A copy of the Agreement, less Amendment 1 which has been superseded by subsequent amendments, is filed as Exhibit 10.18 hereto and incorporated herein by reference.

**Item 9.01 Financial Statements and Exhibits.**

(c) Exhibits.

| <b>Exhibit No.</b> | <b>Description</b>  |
|--------------------|---|
| 10.18*             | Amended and Restated Authorized Symantec Electronic Reseller for Shop Symantec Agreement by and among Symantec Corporation, Symantec Limited and Digital River, Inc. dated as of July 1, 2003, including Amendments 2 through 10 thereto. |

---

\*Confidential treatment requested as to specific portions, which portions are omitted and filed separately with the Securities and Exchange Commission.

**SIGNATURE**

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.

**Digital River, Inc.**

Date: June 15, 2005

By: /s/ Carter D. Hicks

Carter D. Hicks  
Chief Financial Officer

**EXHIBIT INDEX**

| <b>Exhibit No.</b> | <b>Description</b>  |
|--------------------|---|
| 10.18*             | Amended and Restated Authorized Symantec Electronic Reseller for Shop Symantec Agreement by and among Symantec Corporation, Symantec Limited and Digital River, Inc. dated as of July 1, 2003, including Amendments 2 through 10 thereto. |

---

\*Confidential treatment requested as to specific portions, which portions are omitted and filed separately with the Securities and Exchange Commission.