

A10 Networks, Inc.  
Form 8-K  
January 08, 2019

**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)**

**January 8, 2019**

**A10 NETWORKS, INC.**

**(Exact name of registrant as specified in its charter)**

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

**001-36343**  
**(Commission**  
  
**File Number)**

**20-1446869**  
**(IRS Employer**  
**Identification No.)**

Edgar Filing: A10 Networks, Inc. - Form 8-K

**3 West Plumeria Drive**

**San Jose, CA 95134**

**(Address of principal executive offices, including zip code)**

**(408) 325-8668**

**(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 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))  
Indicate by check mark whether the registrant is an emerging growth company as defined in as defined in Rule 405 of the Securities Act of 1933 (§230.405 of this chapter) or Rule 12b-2 of the Securities Exchange Act of 1934 (§240.12b-2 of this chapter).

Emerging growth company

If an emerging growth company, indicate by check mark if the registrant has elected not to use the extended transition period for complying with any new or revised financial accounting standards provided pursuant to Section 13(a) of the Exchange Act.

**Item 5.03. Amendments to Articles of Incorporation or Bylaws; Change in Fiscal Year**

*Bylaws*

On January 8, 2019, the Board of Directors of A10 Networks, Inc. (the Company ) approved the adoption of Amended and Restated Bylaws of the Company (the Amended and Restated Bylaws ), which became effective immediately. The Amended and Restated Bylaws include a new Section 9.5 that designates the Court of Chancery of the State of Delaware, or if the Court of Chancery does not have jurisdiction, the federal district court for the District of Delaware, as the sole and exclusive forum for certain legal actions, unless the Company consents in writing to the selection of an alternative forum. The foregoing description of the Amended and Restated Bylaws does not purport to be complete and is qualified in its entirety by reference to the Amended and Restated Bylaws, which are filed herewith as Exhibit 3.2 and are incorporated by reference herein.

**Item 9.01 Financial Statements and Exhibits**

(d) Exhibits.

| Exhibit | Description  |
|---------|--|
| 3.2     | <u>Amended and Restated Bylaws of A10 Networks, Inc.</u> |

**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.

**A10 NETWORKS, INC.**

By: /s/ Robert Cochran  
**Robert Cochran**

*Executive Vice President, Legal and  
Corporate  
Collaboration and Secretary*

Date: January 8, 2019