### Edgar Filing: ATTUNITY LTD - Form 6-K

ATTUNITY LTD Form 6-K March 31, 2003

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# SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549

F O R M 6-K

REPORT OF FOREIGN PRIVATE ISSUER PURSUANT TO RULE 13a-16 OR 15d-16 UNDER THE SECURITIES EXCHANGE ACT OF 1934

For the month of March 2003  $\,$ 

ATTUNITY LTD (Name of Registrant)

Einstein Building, Tirat Carmel, Haifa, Israel 39101 (Address of Principal Executive Office)

Indicate by check mark whether the registrant files or will file annual reports under cover of Form 20-F or Form 40-F.

Form 20-F X Form 40-F \_\_\_

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(1):  $\_$ 

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b) (7):

Indicate by check mark whether by furnishing the information contained in this Form, the registrant is also thereby furnishing the information to the Commission pursuant to Rule 12g3-2(b) under the Securities Exchange Act of 1934.

Yes \_\_\_ No X

If "Yes" is marked, indicate below the file number assigned to the registrant in connection with Rule 12q3-2 (b): 82-

This Form 6-K is being incorporated by reference into the Company's Form F-3 Registration Statements File Nos. 333-11972, 333-12450 and 333-14140.

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ATTUNITY LTD

6-K Items

1. Attunity Ltd Press Release re Attunity: Decision in Litigation Announced dated March 31, 2003.

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Item 1

Press Release Source: Attunity Ltd.

Attunity: Decision in Litigation Announced

Monday March 31, 9:09 am ET

WAKEFIELD, Mass.—(BUSINESS WIRE)—March 31, 2003—Attunity Ltd. (Nasdaq: ATTU—News), a leading provider of standards—based integration middleware for accessing mainframe, enterprise data sources and legacy applications, announced today that on Friday March 28, 2003, a jury in New York had entered a verdict against the Company and in favor of the Special Situations Funds awarding damages in the amount of approximately \$603,000, plus interest and costs. The lawsuit dealt with a technical issue relating to the Funds right to have the shares they purchased in a private placement in October 2001 registered for resale by December 31, 2001 and their right to receive liquidated damages in the event of a delay in the registration of their shares. The registration statement permitting the resale of their shares was declared effective on a later date.

The Company believes that it demonstrated at trial that the delay was caused by the Funds and accordingly, the Company should not be held liable for the delay and the Funds should not be rewarded for their delaying actions. The Company and its counsel disagree with the decision and the Company intends to assess the viability of an appeal with its legal advisors.

About Attunity Ltd.

Attunity(TM) is a leading provider of standards-based integration middleware for accessing mainframe, enterprise data sources and legacy applications.

Founded in 1987 and traded on the NASDAQ exchange, Attunity's worldwide operations support over 1,000 direct end-users including many of the Fortune 1000. Through distribution and OEM agreements with global-class partners such as Oracle and HP, Attunity-based solutions are deployed on tens of thousands of systems worldwide.

The Attunity Connect product family provides standards-based access to over 35 data sources on 20 different computing platforms. Attunity Connect adapters reside natively on each target platform and provide enterprise-class integration capabilities such as real-time read/write access, distributed transaction management, heterogeneous joins between relational and non-relational data sources, and optimized query execution. Attunity Connect makes legacy systems accessible through SQL and XML based interfaces including JDBC, ODBC, JCA, COM and SOAP.

Attunity's products are available through direct sales and support offices in the United States, the United Kingdom, France, Israel, the People's Republic of China, and Australia, as well as distributors in Japan, S.E. Asia, Europe and Latin America. For more information, visit www.attunity.com or email info@attunity.com.

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o (Except for the historical information contained herein, the matters discussed

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in this news release include forward-looking statements that may involve a number of risks and uncertainties. Actual results may vary significantly based upon a number of factors, including but not limited to risks and product technology development, market acceptance of the products and continuing product demand, the impact of competitive products and pricing, changing economic conditions, both here and abroad, release and sales of new products by strategic resellers and customers, and other risk factors detailed in the company's most recent annual report and other filings with the Securities and Exchange Commission.)

Contact:

Attunity
Dan Potter, 781/213-5204
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#### 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, thereunto duly authorized.

ATTUNITY LTD ----- (Registrant)

By: /s/Arie Gonen
----Chairman

Date: March 31, 2003