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SMITH MICRO SOFTWARE INC Form 8-K October 27, 2015

# **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 22, 2015

**Smith Micro Software, Inc.** 

(Exact name of registrant as specified in its charter)

Delaware 01-35525 33-0029027 (State or other jurisdiction (Commission (IRS Employer

of incorporation) File Number) Identification No.)

51 Columbia

Aliso Viejo, California 92656

(Address of principal executive offices) (Zip Code)

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Registrant s telephone number, including area code: (949) 362-5800

#### None

(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 5.02 Departure of Directors or Certain Officers; Election of Directors; Appointment of Certain Officers; Compensatory Arrangements of Certain Officers.

Effective October 22, 2015, James Mains, the former Chief Strategy Officer of Smith Micro Software, Inc. (the Registrant ), was terminated due to elimination of his position. The Registrant is negotiating a separation agreement with Mr. Mains, which will be filed with an amended Form 8-K when and if such agreement is executed.

# **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.

SMITH MICRO SOFTWARE, INC. (Registrant)

October 27, 2015 By: /s/ Steven M. Yasbek
Date Name: Steven M. Yasbek

Title: Vice President and Chief Financial Officer