

FLUIDIGM CORP
Form 8-K
February 07, 2018

UNITED STATES

SECURITIES AND EXCHANGE COMMISSION

Washington, DC 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)

February 6, 2018

FLUIDIGM CORPORATION

(Exact name of registrant as specified in its charter)

| | | |
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| Delaware (State or other jurisdiction of incorporation) | 001-34180 (Commission File Number) | 77-0513190 (IRS Employer Identification No.) |
|--|--|---|

7000 Shoreline Court, Suite 100

South San Francisco, California 94080

(Address of principal executive offices, including zip code)

(650) 266-6000

(Registrant's telephone number, including area code)

(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 Rule 405 of the Securities Act of 1933 (17 CFR §230.405) or Rule 12b-2 of the Securities Exchange Act of 1934 (17 CFR §240.12b-2).

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 8.01 Other Events.

The Board of Directors (the “Board”) of Fluidigm Corporation (the “Company”) determined that, subject to any adjournments or postponements, the Company’s 2018 annual meeting of stockholders (the “2018 Annual Meeting”) will be held on Thursday, May 31, 2018, commencing at 9:00 a.m. Pacific Time. The 2018 Annual Meeting is to be held at the Company’s offices located at 7000 Shoreline Court, Suite 100, South San Francisco, California 94080, and stockholders of record as of April 5, 2018 would be entitled to vote at the meeting. A proxy statement with information regarding the business and procedures for the Annual Meeting will be distributed to stockholders prior to the meeting.

Advanced Notice Deadline for Rule 14a-8 Stockholder Proposals

Because the date of the upcoming annual meeting of stockholders is more than 30 days before the anniversary of the 2017 annual meeting, in accordance with Rule 14a-8 under the Securities Exchange Act of 1934, stockholders must deliver proposals submitted pursuant to Rule 14a-8 for inclusion in the Company’s proxy statement for such meeting no later than March 2, 2018 by mailing such proposals to Corporate Secretary, Fluidigm Corporation, 7000 Shoreline Court, Suite 100, South San Francisco, California 94080. Each such proposal must also comply with the requirements of Rule 14a-8 and other applicable law; otherwise, the Company may omit such proposals from the Company’s proxy statement.

Advance Notice Deadline for Director Nominations and Other Stockholder Proposals

In accordance with the Company’s bylaws, for director nominations or stockholder proposals to be brought before the upcoming annual meeting of stockholders, other than Rule 14a-8 proposals described above, written notice must be delivered no later than March 2, 2018 by mailing such proposals to Corporate Secretary, Fluidigm Corporation, 7000 Shoreline Court, Suite 100, South San Francisco, California 94080. Such notices must also comply with the requirements of the Company’s bylaws and other applicable law, and no director nomination or stockholder proposal may be presented at the annual meeting otherwise.

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.

FLUIDIGM
CORPORATION

Date: February 7, 2018 By: /s/ Nicholas Khadder
Nicholas Khadder

General Counsel and
Corporate Secretary