

Edgar Filing: FIBERSTARS INC /CA/ - Form NT 10-Q

City, State and Zip Code

PART II - RULES 12b-25(b) AND (c)

If the subject report could not be filed without unreasonable effort or expense and the registrant seeks relief pursuant to Rule 12b-25(b), the following should be completed. (Check box if appropriate)

- o(a) The reasons described in reasonable detail in Part III of this form could not be eliminated without unreasonable effort or expense;
- ý(b) The subject annual report, semi-annual report, transition report on Form 10-K, Form 20-F, 11-K or Form N-SAR, or portion thereof, will be filed on or before the fifteenth calendar day following the prescribed due date; or the subject quarterly report of transition report on Form 10-Q, or portion thereof will be filed on or before the fifth calendar day following the prescribed due date; and
- o(c) The accountant's statement or other exhibit required by Rule 12b-25(c) has been attached if applicable.

PART III - NARRATIVE

State below in reasonable detail the reasons why Forms 10-K, 20-F, 11-K, 10-Q, N-SAR, or the transition report portion thereof, could not be filed within the prescribed time period.

On August 14, 2003, due to technical difficulties in transmitting the registrant's quarterly report on Form 10-Q for the quarter ended June 30, 2003 via the SEC's EDGAR filing system, the Form 10-Q was filed after 2:30 p.m. Eastern Time and therefore received a filing date of August 15, 2003. As the registrant's second fiscal quarter of the year ended on June 30, 2003, August 14 was the 45th day after the end of registrant's quarter. Despite the registrant's and its filing agent's best efforts and good faith attempt to file the document such that it would receive a filing date of August 14, the document received a filing date of August 15 due to technical difficulties with the EDGAR filing process.

The registrant has submitted a letter to the SEC's Office of EDGAR Information and Analysis requesting accommodation from the Commission in adjusting the file date of the submission of the Form 10-Q to Thursday, August 14, 2003.
