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NETWORK APPLIANCE INC Form 8-K May 18, 2004

> 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): May 18, 2004

NETWORK APPLIANCE, INC. (Exact name of Registrant as specified in its charter)

Delaware 0-27130 77-0307520 (State or other jurisdiction of incorporation or organization) File Number) Identification Number)

495 East Java Drive Sunnyvale, CA 94089 (Address of principal executive offices) (Zip Code)

(408) 822-6000 (Registrant's telephone number, including area code)

ITEM 12.

The information is furnished pursuant to "Item 12. Results of Operations and Financial Condition" in accordance with SEC Release No. 33-8216 (March 27, 2003).

On May 18, 2004, Network Appliance, Inc. issued a press release announcing its earnings for the third quarter fiscal year 2004. The press release, attached hereto as Exhibit 99.1, is being furnished on this Form 8-K.

SIGNATURES

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Pursuant to the requirements of the Securities Exchange Act of 1934, as amended, the registrant has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.