

CORMIER PAUL J  
Form 4  
October 18, 2011

**FORM 4**

**UNITED STATES SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549**

OMB APPROVAL

OMB Number: 3235-0287  
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Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

**STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
CORMIER PAUL J

(Last) (First) (Middle)  
C/O RED HAT, INC., 1801  
VARSITY DRIVE  
(Street)

RALEIGH, NC 27606

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol  
RED HAT INC [RHT]

3. Date of Earliest Transaction  
(Month/Day/Year)  
10/17/2011

4. If Amendment, Date Original Filed(Month/Day/Year)

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

\_\_\_\_ Director \_\_\_\_\_ 10% Owner  
 Officer (give title below) \_\_\_\_\_ Other (specify below)  
EVP, Engineering

6. Individual or Joint/Group Filing(Check Applicable Line)  
 Form filed by One Reporting Person  
\_\_\_\_ Form filed by More than One Reporting Person

**Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned**

1. Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transaction Code (Instr. 8)	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5)	5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Ownership (Instr. 4)
				(A) or (D)	Price		
Common Stock	10/17/2011		F	2,671	D \$ 46.22	107,603	D

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

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SEC 1474 (9-02)

**Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)**

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1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. Price of Derivative Security (Instr. 5)	9. Number of Derivative Securities Owned Following Reporting Transaction (Instr. 6)
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## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
CORMIER PAUL J C/O RED HAT, INC. 1801 VARSITY DRIVE RALEIGH, NC 27606			EVP, Engineering	

## Signatures

/s/ Stephanie Trunk, Atty in Fact  
UPOA

10/18/2011

\*\*Signature of Reporting Person

Date

## Explanation of Responses:

\* If the form is filed by more than one reporting person, *see* Instruction 4(b)(v).

\*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. *See* 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.

Cash and cash equivalents

\$381,522 \$338,878

Restricted cash equivalents

13,575

Short-term investments

118,791 199,106

Inventories

28,487 9,032

Notes receivable, net

33,284 138,907

Other current assets

9,577 12,746

Total current assets  
571,661 712,244  
Property and equipment, net  
686,451 430,193  
Investment in unconsolidated wireless operating company  
788 34,691  
Wireless licenses, net  
681,487 265,635  
Goodwill and other intangible assets, net  
47,431 30,297  
Restricted investments  
53,323 51,896  
Deposits for wireless licenses  
87,699 91,772  
Other assets  
156,144 30,679

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Total assets  
\$2,284,984 \$1,647,407

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**Liabilities and Stockholders Equity**

Accounts payable and accrued liabilities  
\$57,219 \$58,735  
Other current liabilities  
132,018 65,690

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Total current liabilities  
189,237 124,425  
Long-term debt  
1,408,371 897,878  
Other long-term liabilities  
107,012 41,846

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Total liabilities  
1,704,620 1,064,149

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Stockholders' equity:

Preferred stock

Common stock

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Additional paid-in capital

1,131,657 893,401

Unearned stock-based compensation

(7,776) (10,019)

Accumulated deficit

(545,813) (302,898)

Accumulated other comprehensive income

2,293 2,771

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Total stockholders' equity

580,364 583,258

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Total liabilities and stockholders' equity

\$2,284,984 \$1,647,407

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**Table of Contents**

**LEAP WIRELESS INTERNATIONAL, INC.**

**CONDENSED CONSOLIDATED STATEMENTS OF OPERATIONS**

**(UNAUDITED)**

**(In Thousands, Except Per Share Data)**

**Three Months  
Ended**

**Six Months  
Ended**

**June 30,**

	2001	2000	2001	2000
<b>Revenues:</b>				
Service revenues	\$39,554	\$16,828	\$65,209	\$26,246
Equipment revenues	8,292	1,696	19,390	2,269
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Total revenues	47,846	18,524	84,599	28,515
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<b>Operating expenses:</b>				
Cost of service	(17,480)	(5,981)	(29,706)	(8,764)
Cost of equipment	(32,497)	(12,720)	(63,435)	(25,968)
Selling and marketing	(21,786)	(4,941)	(38,801)	(11,617)
General and administrative	(32,715)	(26,957)	(57,401)	(42,384)
Depreciation and amortization	(20,511)	(8,436)	(35,298)	(13,678)
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Total operating expenses	(124,989)	(59,035)	(224,641)	(102,411)
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Operating loss  
 (77,143) (40,511) (140,042) (73,896)  
 Equity in net loss of investments in and loan receivable  
 from unconsolidated wireless operating companies  
 (17,116) (17,169) (43,298) (46,752)  
 Interest income  
 7,874 12,313 18,773 17,004  
 Interest expense  
 (41,840) (36,311) (79,451) (52,471)  
 Foreign currency transaction gains (losses)  
 (40) 10,322 (1,275) 11,721  
 Gain on sale of subsidiary  
 313,432 313,432  
 Gain on issuance of stock by unconsolidated wireless  
 operating company  
 25,734 25,734  
 Other income, net  
 1,313 3,576 1,948

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Income (loss) before income taxes and extraordinary items  
 (128,265) 269,123 (241,717) 196,720  
 Income taxes  
 (265) (34,548) (1,198) (34,548)

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Income (loss) before extraordinary items  
 (128,530) 234,575 (242,915) 162,172  
 Extraordinary losses on early extinguishment of debt  
 (315) (4,737)

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Net income (loss)  
\$(128,530) \$234,260 \$(242,915) \$157,435

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Basic net income (loss) per common share:

Income (loss) before extraordinary items  
\$(3.91) \$9.18 \$(7.79) \$6.77  
Extraordinary loss  
(0.01) (0.20)

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Net income (loss)  
\$(3.91) \$9.17 \$(7.79) \$6.57

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Diluted net income (loss) per common share:

Income (loss) before extraordinary items  
\$(3.91) \$7.21 \$(7.79) \$5.19  
Extraordinary loss  
- (0.01) (0.15)

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Net income (loss)  
\$(3.91) \$7.20 \$(7.79) \$5.04

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Shares used in per share calculations:

Basic  
32,882 25,536 31,181 23,967

Diluted  
32,882 32,519 31,181 31,227

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**Table of Contents**

**LEAP WIRELESS INTERNATIONAL, INC.  
SELECTED SEGMENT DATA  
(UNAUDITED)  
(In Thousands)**



	As of and for the Three Months Ended		As of and for the Six Months Ended	
	June 30,			
	2001	2000	2001	2000
	(Unaudited)		(Unaudited)	
<b>United States:</b>				
Revenues	\$47,846	\$5,642	\$84,599	\$9,841
EBITDA	(45,779)	(11,038)	(86,796)	(19,875)
Operating loss	(66,004)	(14,131)	(121,362)	(28,637)
Capital expenditures	(191,884)	(48,203)	(277,921)	(84,089)
Purchase of wireless licenses	(403,631)	(410,345)	(73,154)	
Total assets	1,783,273	673,713	1,783,273	673,713
<b>Mexico<sup>(1)</sup>:</b>				
Revenues	37,324	19,035	58,198	23,687
EBITDA	(39,234)	(53,188)	(140,315)	(101,670)
Operating loss	(56,279)	(62,776)	(170,149)	(116,285)
Capital expenditures	(64,701)	(21,361)	(163,834)	(87,428)
Total assets	933,631	622,083	933,631	622,083

- <sup>(1)</sup> The results of the Mexico segment are for the three and six months ended March 31, 2001 and 2000, a three-month reporting lag. The results of the Mexico segment for the three months ended March 31, 2001 are pro forma, and exclude cumulative adjustments reducing revenues by \$17.4 million and reducing cost of revenues by \$4.2 million related to Staff Accounting Bulletin No. 101, Revenue Recognition in Financial Statements .

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## Table of Contents

### 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.

Date: July 25, 2001

LEAP WIRELESS INTERNATIONAL, INC.

By: /s/ THOMAS D. WILLARDSON

Thomas D. Willardson  
Senior Vice President, Finance and Treasurer

