EGAIN COMMUNICATIONS CORP Form 8-K July 25, 2005

# **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

July 25, 2005

Date of report (date of earliest event reported)

# **eGAIN COMMUNICATIONS CORPORATION**

(Exact name of registrant as specified in its charter)

Delaware

0-30260

77-0466366

(State of Incorporation)

(Commission File Number)

(I.R.S. Employer Identification No.)

#### 345 E. Middlefield Road, Mountain View, California 94043

(Address of principal executive offices, including zip code)

#### (650) 230-7500

(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))

### ITEM 2.02 RESULTS OF OPERATIONS AND FINANCIAL CONDITION

On July 21, 2005, eGain Communications Corporation (the Company ) issued a press release announcing its financial results for its fourth fiscal quarter and fiscal year ended June 30, 2005. A copy of the earnings release is furnished herewith as Exhibit 99.1.

The information in this Current Report, including the press release, is being furnished and shall not be deemed filed for the purpose of Section 18 of the Securities Exchange Act of 1934 (the Exchange Act ), or otherwise subject to the liabilities of that Section. The information in this Current Report shall not be incorporated by reference into any registration statement or other document filed pursuant to the Securities Act of 1933 or the Exchange Act, except as shall be expressly set forth by specific reference in such a filing.

### ITEM 9.01 FINANCIAL STATEMENTS AND EXHIBITS

(c) Exhibits.

### EXHIBIT NO. DESCRIPTION

99.1 Press release, dated as of July 21, 2005

### SIGNATURES

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 hereunto duly authorized.

Date: July 25, 2005

eGain Communications Corporation

By: /s/ Eric N. Smit

Name: Eric N. Smit

Title: Chief Financial Officer

## Exhibit Index

Exhibit No. Description

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99.1

Press release dated July 21, 2005