Edgar Filing: TrueCar, Inc. - Form 8-K/A

TrueCar, Inc. Form 8-K/A November 13, 2017

UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, DC 20549

FORM 8-K/A

AMENDMENT NO. 1 TO CURRENT REPORT Pursuant to Section 13 or 15(d) of The Securities Exchange Act of 1934

Date of Report (Date of earliest event reported)

November 6, 2017

TrueCar, Inc.

(Exact name of registrant as specified in its charter)

Delaware 001-36449 04-3807511 (State or other jurisdiction of incorporation) (Commission File Number) (IRS Employer Identification No.)

120 Broadway, Suite 200 Santa Monica, California 90401 (Address of principal executive offices, including zip code)

(800) 200-2000

(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):

- o Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- o Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
- o Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

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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 24 §230.405) or Rule 12b-2 of the Securities Exchange Act of 1934 (17 CFR §240.12b-2). Emerging growth company x

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. x

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## **Explanatory Note**

This Current Report on Form 8-K/A amends the Current Report on Form 8-K filed by TrueCar, Inc. (the "Company") on November 6, 2017. The Company is filing this Current Report on Form 8-K/A to add as exhibits the transcript of the conference call held by the Company on November 6, 2017 and the earnings presentation for the fiscal quarter ended September 30, 2017.

Item 2.02

Results of Operations and Financial Condition.

As previously reported, on November 6, 2017, the Company announced its financial results for the fiscal quarter ended September 30, 2017. In the press release, the Company also announced that it would be holding a conference call on November 6, 2017 to discuss its financial results for the fiscal quarter ended September 30, 2017. The full text of the press release issued in connection with the announcement is furnished as Exhibit 99.1 to this Form 8-K/A. The full transcript of the conference call held on November 6, 2017 and the earnings presentation for the fiscal quarter ended September 30, 2017 are furnished as Exhibits 99.2 and 99.3 to this Form 8-K/A, respectively.

The information in Items 2.02 and 9.01 of this Form 8-K/A and the Exhibits attached hereto shall not be deemed "filed" for purposes of Section 18 of the Securities Exchange Act of 1934 (the "Exchange Act"), or otherwise subject to the liabilities of that section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933, as amended, or the Exchange Act, except as expressly set forth by specific reference in such a filing.

Item 9.01

Financial Statements and Exhibits.

- (d) Exhibits.
- 99.1 Press release dated November 6, 2017.
- 99.2 Transcript of conference call held on November 6, 2017.
- 99.3 Earnings presentation dated November 6, 2017.

## **SIGNATURES**

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.

TRUECAR, INC.

By:/s/ Jeff Swart Jeff Swart General Counsel

Date: November 9, 2017