

SECURITIES AND EXCHANGE COMMISSION

FORM 8-K

Current report filing

Filing Date: **2013-01-11** | Period of Report: **2013-01-10**
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FILER

WAVE SYSTEMS CORP

CIK:[919013](#) | IRS No.: [133477246](#) | State of Incorporation: **DE** | Fiscal Year End: **1231**
Type: **8-K** | Act: **34** | File No.: [000-24752](#) | Film No.: [13525668](#)
SIC: **3577** Computer peripheral equipment, nec

Mailing Address
*480 PLEASANT STREET
LEE MA 01238*

Business Address
*480 PLEASANT ST
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4132431600*

**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): **January 10, 2013**

WAVE SYSTEMS CORP.

(Exact name of registrant as specified in its charter)

DELAWARE
(State or other jurisdiction of
incorporation)

0-24752
(Commission File
Number)

13-3477246
(IRS Employer
Identification No.)

480 Pleasant Street, Lee, Massachusetts 01238
(Address of principal executive offices) (Zip Code)

Registrant's telephone number, including area code **(413) 243-1600**

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))
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Item 8.01. Other Events.

On January 10, 2013, Wave Systems Corp. (the "Company") received notification from the Listing Qualifications Department of The Nasdaq Stock Market ("Nasdaq") granting an additional 180-day period, or until July 8, 2013, to regain compliance with

Nasdaq' s minimum \$1.00 bid price per share requirement. Under Nasdaq listing rules, the Company was granted this extension because it met the continued listing requirement for market value of publicly held shares and all other applicable Nasdaq listing requirements, except the bid price requirement, and the Company provided written notice to Nasdaq of its intention to cure the bid price deficiency during the second compliance period by effecting a reverse stock split, if necessary.

The Company will regain compliance with the minimum bid price requirement if at any time prior to July 8, 2013, the bid price for the Company' s common stock closes at \$1.00 per share or above for a minimum of 10 consecutive business days.

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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.

WAVE SYSTEMS CORP.

By: /s/Gerard T. Feeney

Gerard T. Feeney

Chief Financial Officer

Dated: January 11, 2013

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