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Identiv, Inc. Form 8-K February 12, 2019

### **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): February 6, 2019

# **IDENTIV, INC.**

(Exact name of Registrant as Specified in Its Charter)

Delaware (State or Other Jurisdiction 000-29440 (Commission File Number) 77-0444317 (IRS Employer

of Incorporation)

**Identification No.)** 

2201 Walnut Avenue, Suite 100,

94538

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Fremont, California (Address of Principal Executive Offices)

(Zip Code)

Registrant s Telephone Number, Including Area Code: (949) 250-8888

### **Not Applicable**

(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 Instructions 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)) Indicate by check mark whether the registrant is an emerging growth company as defined in as defined in Rule 405 of the Securities Act of 1933 (§ 230.405 of this chapter) or Rule 12b-2 of the Securities Exchange Act of 1934 (§ 240.12b-2 of this chapter).

Emerging growth company

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.

### Item 1.01. Entry into a Material Definitive Agreement.

On February 6, 2019, Identiv, Inc. (the Company) entered into an amendment (the Tenth Amendment) to its Loan and Security Agreement with East West Bank. Under the Tenth Amendment, the revolving loan facility under the Loan and Security Agreement was increased from \$16.0 million to \$20.0 million, the interest rate was reduced from prime rate plus 1.0% to prime rate plus 0.75%, the maturity date was extended to February 8, 2021, and certain financial covenants were amended, including covenants with respect to minimum EBITDA levels.

The foregoing description of the Tenth Amendment is not complete and is qualified in its entirety by reference to the full text of such agreement, which is filed herewith as Exhibit 10.1 and which is incorporated herein by reference.

#### **Item 9.01 Financial Statements and Exhibits**

Exhibit No. Description

10.1 <u>Tenth Amendment to Loan and Security Agreement dated February 6, 2019 between the</u>

Company, Thursby Software Systems and East West Bank.

# **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.

Identiv, Inc.

February 12, 2019

By: /s/ Sandra Wallach Sandra Wallach

Chief Financial Officer