

ACTUATE CORP  
Form SC14D9C  
December 05, 2014

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

**SCHEDULE 14D-9**  
**Solicitation/Recommendation Statement**  
**Under Section 14(d)(4) of the Securities Exchange Act of 1934**

**ACTUATE CORPORATION**

**(Name of Subject Company)**

**ACTUATE CORPORATION**

**(Name of Person Filing Statement)**

**Common Stock, par value \$0.001 per share**

**(Title of Class of Securities)**

**00508B102**

**(CUSIP Number of Class of Securities)**

**Peter I. Cittadini**

**President and Chief Executive Officer**

**951 Mariners Island Boulevard**

**San Mateo, California 94404**

**(650) 645-3000**

**(Name, address and telephone number of person authorized to receive  
notices and communications on behalf of the persons filing statement)**

*With a copy to:*

**Douglas Cogen, Esq.**  
**Fenwick & West LLP**  
**555 California Street, 12th Floor**  
**San Francisco, CA 94104**  
**(415) 875-2300**

**Thomas E. McKeever, Esq.**  
**Senior Vice President, General Counsel, Corporate  
Development, Chief Compliance Officer and  
Secretary**  
**Actuate Corporation**  
**951 Mariners Island Boulevard**  
**San Mateo, California 94404**  
**(650) 645-3000**

x Check the box if the filing relates solely to preliminary communications made before the commencement of a tender offer.  
The information set forth under Items 1.01, 3.03, 5.02, 8.01 and 9.01 of the Current Report on Form 8-K filed by Actuate Corporation on December 5, 2014 (including all exhibits attached thereto) are incorporated herein by reference.