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MASIMO CORP Form 8-K May 09, 2014

UNITED STATES SECURITIES AND EXCHANGE COMMISSION WASHINGTON, D.C. 20549

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FORM 8-K

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#### **CURRENT REPORT**

Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 Date of Report (Date of earliest event reported): May 6, 2014

## MASIMO CORPORATION

(Exact name of registrant as specified in its charter)

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Delaware 001-33642 33-0368882 (State or other jurisdiction (Commission (IRS Employer of incorporation) File Number) Identification No.)

40 Parker

Irvine, California 92618

(Address of principal executive offices) (Zip Code) Registrant's telephone number, including area code: (949) 297-7000

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:

- 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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Item 8.01. Other Events.

On May 6, 2014, Masimo Corporation ("Masimo" or the "Company") received a grand jury subpoena from the United States Attorney's Office for the Central District of California. The subpoena requests documents related to our Pronto and Pronto-7® products. Certain of the Company's current and former employees also received subpoenas. The government has indicated that it expects to issue additional subpoenas as the investigation proceeds. The Company is fully cooperating with the investigation.

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#### **SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, Masimo Corporation has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

MASIMO CORPORATION a Delaware corporation

Date: May 8, 2014 By: /s/ MARK P. DE RAAD

Mark P. de Raad

Evecutive Vice President

Executive Vice President & Chief Financial Officer (Principal Financial and Accounting Officer)