

Edgar Filing: BURST COM INC - Form NT 10-Q

BURST COM INC  
Form NT 10-Q  
November 15, 2001

UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, DC 20549

FORM 12b-25

NOTIFICATION OF LATE FILING

SEC File Number  
[\_\_\_\_\_] ]  
CUSIP Number  
[ 7372 ]

(Check One):     Form 10-K     Form 11-K     Form 20-F     Form 10-Q  
                   Form N-SAR

For Period Ended: September 30, 2001

Transition Report on Form 10-K

Transition Report on Form 20-F

Transition Report on Form 11-K

Transition Report on Form 10-Q

Transition Report on Form N-SAR

For the Transition Period Ended: September 30, 2001

Read attached instruction sheet before preparing form. Please print or type.

Nothing in this form shall be construed to imply that the Commission has verified any information contained herein.

If the notification relates to a portion of the filing checked above, identify the item(s) to which the notification relates: entire report

PART I  
REGISTRANT INFORMATION

Full name of registrant                   Burst.com, Inc.  
Former name if applicable               Instant Video Technologies, Inc.  
Address of principal executive office (Street and number)  
  613 Fourth Street, Suite 201  
City, state and zip code                 Santa Rosa, CA 95409

PART II  
RULE 12b-25(b) AND (c)

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If the subject report could not be filed without unreasonable effort or expense and the registrant seeks relief pursuant to Rule 12b-25(b), the following should be completed. (Check box if appropriate.)

- [X] (a) The reasons described in reasonable detail in Part III of this form could not be eliminated without unreasonable effort or expense;
[X] (b) The subject annual report, semi-annual report, transition report on Form 10-K, 20-F, 11-K or Form N-SAR, or portion thereof will be filed on or before the 15th calendar day following the prescribed due date; or the subject quarterly report or transition report on Form 10-Q, or portion thereof will be filed on or before the fifth calendar day following the prescribed due date; and
[ ] (c) The accountant's statement or other exhibit required by Rule 12b-25(c) has been attached if applicable.

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PART III
NARRATIVE

State below in reasonable detail the reason why the Form 10-K, 11-K, 28-F or 10-Q or portion thereof, could not be filed within the prescribed time period.

The Form 10-Q could not be filed within the prescribed time due to recent reductions in financial and administrative personnel. Additional time is needed before quarterly financials can be finalized.

PART IV
OTHER INFORMATION

- (1) Name and telephone number of person to contact in regard to this notification

Kay F. Rubin, Esq. Crosby, Heafey et al (510) 763-2000
(Name) (Area Code) (Telephone Number)

- (2) Have all other periodic reports required under Section 13 or 15(d) of the Securities Exchange Act of 1934 or Section 30 of the Investment Company Act of 1940 during the preceding 12 months or for such shorter period that the registrant was required to file such report(s) been filed? If the answer is no, identify report(s). [X] Yes [ ] No

- (3) Is it anticipated that any significant change in results of operations from the corresponding period for the last fiscal year will be reflected by the earnings statements to be included in the subject report or portion thereof? [ ] Yes [X] No

If so: attach an explanation of the anticipated change, both narratively and quantitatively, and, if appropriate, state the reasons why a reasonable

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estimate of the results cannot be made.

Burst.com, Inc.

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(Name of Registrant as Specified in Charter)

Has caused this notification to be signed on its behalf by the undersigned thereunto duly authorized.

Date November 15, 2001  
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By /s/Richard Lang  
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Richard Lang, Chairman and  
Chief Executive Officer

INSTRUCTION: The form may be signed by an executive officer of the registrant or by any other duly authorized representative. The name and title of the person signing the form shall be typed or printed beneath the signature. If the statement is signed on behalf of the registrant by an authorized representative (other than an executive officer), evidence of the representative's authority to sign on behalf of the registrant shall be filed with the form.

ATTENTION

Intentional misstatements or omissions of fact constitute Federal Criminal Violations (see 18 U.S.C. 1001).

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