



## Edgar Filing: AETHER SYSTEMS INC - Form 8-K

### ITEM 7. FINANCIAL STATEMENTS, PRO FORMA FINANCIAL INFORMATION AND EXHIBITS.

In accordance with Item 7(b)(1) of Form 8-K, the pro forma financial information required by Item 7(b) of Form 8-K is attached hereto as Exhibit 7.1.

#### (c) Exhibits

- 2.1 Purchase Agreement, dated December 18, 2004, by and among Aether Systems, Inc., TeleCommunication Systems, Inc., TSYS Acquisition Corp., and TeleCommunication Systems, Limited.
- 2.2 Amendment No. 1 to the Purchase Agreement, dated January 13, 2004.
- 7.1 Consolidated pro forma financial statements of Aether Systems, Inc. for the year ended December 31, 2002 and for the nine month period ended September 30, 2003.

#### SIGNATURES

According 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, thereunto duly authorized on January 28, 2004.

AETHER SYSTEMS, INC.

/s/ David S. Reymann

Date: January 28, 2004

-----  
By: David S. Reymann  
Its: Chief Financial Officer