

OVERSTOCK.COM, INC  
Form DEFA14A  
April 18, 2013

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

**SCHEDULE 14A**

Proxy Statement Pursuant to Section 14(a) of  
the Securities Exchange Act of 1934 (Amendment No. )

Filed by the Registrant  X

Filed by a Party other than the Registrant  O

Check the appropriate box:

- Preliminary Proxy Statement
- Confidential, for Use of the Commission Only (as permitted by Rule 14a-6(e)(2))**
- Definitive Proxy Statement
- Definitive Additional Materials
- Soliciting Material Pursuant to §240.14a-12

Overstock.com, Inc.  
(Name of Registrant as Specified In Its Charter)

(Name of Person(s) Filing Proxy Statement, if other than the Registrant)

Payment of Filing Fee (Check the appropriate box):

- No fee required.
- Fee computed on table below per Exchange Act Rules 14a-6(i)(1) and 0-11.
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On Overstock.com, Inc.'s earnings call held April 18, 2013, Patrick Byrne, Chairman and Chief Executive Officer, referred to Overstock's upcoming annual stockholders meeting and one of the matters to be voted upon at the meeting. A transcript of Dr. Byrne's comments relating to the foregoing is set forth below:

It's long been my plan, anyway, but it made me see the time was really right to promote Jonathan to the Board, but it's all subject to approval in a few weeks, but that Jonathan should be nominated to the board and actually be Executive Vice Chairman of the Board and manage much of the board business for me as well as the executive part and keep a large number of executive duties within the company. So, Jonathan, shareholders owe Jonathan a big round of applause for the last two months.

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