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ANIMAS CORP Form 8-K July 30, 2004 Edgar Filing: ANIMAS CORP - Form 8-K

# **UNITED STATES** SECURITIES AND EXCHANGE COMMISSION

# WASHINGTON, D. C. 20549

#### FORM 8-K

# **CURRENT REPORT** PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

Date of Report (Date of earliest event reported): July 26, 2004

# **ANIMAS CORPORATION**

(Exact name of registrant as specified in its charter)

**DELAWARE** 000-50674 (State or other jurisdiction of incorporation or organization)

(Commission File Number)

23-2860912 (I.R.S. Employer Identification No.)

200 LAWRENCE DRIVE, WEST CHESTER, PA

19380

(Address of principal executive offices)

(Zip Code)

Registrant s telephone number, including area code: (610) 644-8990

#### N/A

(Former name or former address, if changed since last report)

### ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS

#### (c) Exhibits

The following press release and conference call presentation transcript are included as exhibits to this report furnished under Item 12:

**Exhibit No. Description** 

99.1 Press Release, dated as of July 26, 2004

99.2 July 26, 2004 Conference Call Presentation Transcript

#### ITEM 12. RESULTS OF OPERATIONS AND FINANCIAL CONDITION

The following information is furnished under Item 12. Results of Operations and Financial Condition.

On July 26, 2004, Animas Corporation (the Company ) issued a press release announcing its results of operations for the fiscal quarter ended June 30, 2004. In the release, the Company also provided guidance as to its future performance. A copy of that release is being furnished to the Securities and Exchange Commission (SEC) as Exhibit 99.1 to this form.

On July 26, 2004, the Company also held a conference call and simultaneous webcast in which a presentation was made regarding its financial results for the fiscal quarter ended June 30, 2004. On the conference call, the Company again provided guidance as to its future performance. A copy of the transcript of the conference call and subsequent question and answer session is being furnished to the SEC as Exhibit 99.2 to this form.

The press release and conference call transcript include non-GAAP financial measures within the meaning of the SEC s Regulation G. With respect to such non-GAAP financial measures, the Company has disclosed in each of the press release and conference call, respectively, the most directly comparable financial measure calculated and presented in accordance with generally accepted accounting principles ( GAAP ) and has provided a reconciliation of such non-GAAP financial measure to the most directly comparable GAAP financial measure.

In the Company s results of operations for the fiscal quarter ended June 30, 2004, the Company presented non-GAAP financial measures that eliminated the effect of the shipment of first quarter unfulfilled orders relating to the launch of the Company s third generation pump, the IR1200, on April 15, 2004 and the effect of the recognition of deferred net revenues relating to the Company s pump upgrade program. The Company s management believes that presentation of these non-GAAP financial measures provides useful information to investors regarding the Company s results of operations because it presents a more realistic comparison of the demand for its products generated in the second quarter of 2004 to that of the same period in the prior year.

A copy of the press release and conference call transcript that are attached as exhibits hereto are incorporated by reference into this Item 12. The disclosure in this Current Report, including in the Exhibits attached hereto, of any financial information shall not constitute an admission that such information is material.

The information in this Current Report is being furnished and shall not be deemed filed for the purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or otherwise subject to the liabilities of that Section. The information in the Current Report shall not be incorporated by reference into any registration statement or other document pursuant to the Securities Act of 1933, as amended.

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# **SIGNATURE**

Pursuant 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 hereunto duly authorized.

Animas Corporation

(Registrant)

DATE: July 30, 2004 By: /s/ Richard Baron

Name Richard Baron

Title Vice President Finance and Chief Financial Officer

#### **EXHIBIT INDEX**

Exhibit No.	<b>Description</b>
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99.2	July 26, 2004 Conference Call Presentation Transcript