ARTES MEDICAL INC Form 8-K August 09, 2007

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### UNITED STATES SECURITIES AND EXCHANGE COMMISSION WASHINGTON, DC 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): August 9, 2007 Artes Medical, Inc. (Exact Name of Registrant as Specified in Charter)

#### Delaware

(State or Other Jurisdiction of Incorporation)

(IRS Employer Identification No.)

33-0870808

5870 Pacific Center Boulevard

San Diego, California 92121

(Address of Principal Executive Offices, with Zip Code)

(858) 550-9999

(Registrant s telephone number, including area code)

n/a

(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 (*see* General Instruction A.2. below):

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 2.02. Results of Operations and Financial Condition Item 9.01. Financial Statements and Exhibits SIGNATURE EXHIBIT INDEX EXHIBIT 99.1

#### Item 2.02. Results of Operations and Financial Condition.

On August 9, 2007, Artes Medical, Inc. issued a press release announcing its financial results for the second quarter of fiscal year 2007. A copy of the press release is furnished herewith as Exhibit 99.1.

In accordance with General Instruction B.2. of Form 8-K, the information in this Current Report on Form 8-K, including Exhibit 99.1, shall not be deemed filed for purposes of Section 18 of the Securities Exchange Act of 1934, as amended (the Exchange Act ), or otherwise subject to the liability of that section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933, as amended, or the Exchange Act, except as expressly set forth by specific reference in such a filing.

# Item 9.01. Financial Statements and Exhibits. (d) Exhibits

Exhibit No. Description

99.1 Press Release, dated August 9, 2007, announcing financial results for the second quarter of fiscal year 2007.

### 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 thereunto duly authorized. Dated: August 9, 2007

#### Artes Medical, Inc.

By: /s/ Karla R. Kelly Karla R. Kelly Chief Legal Officer, General Counsel and Corporate Secretary

### EXHIBIT INDEX

#### Exhibit No. Description

99.1 Press Release, dated August 9, 2007, announcing financial results for the second quarter of fiscal year 2007.

New Roman" SIZE="2">/s/ William R. White, III

Name:

Title:

William R. White, III

President and Treasurer

Instruction: This form is required by Rules 12g-4, 12h-3 and 15d-6 of the General Rules and Regulations under the Securities Exchange Act of 1934. The registrant shall file with the Commission three copies of Form 15, one of which shall be manually signed. It may be signed by an officer of the registrant, by counsel or by any other duly authorized person. The name and title of the person signing the form shall be typed or printed under the signature.

size="2">9. Number of Derivative Securities Beneficially Owned Following Reported Transaction(s) (Instr. 4)10. Ownership Form of Derivative Security: Direct (D) or Indirect (I) (Instr. 4)11. Nature of Indirect Beneficial Ownership (Instr. 4)CodeV(A)(D)Date ExercisableExpiration DateTitleAmount or Number of Shares Stock Options (Right to buy) \$ 0.56 11/01/200404/28/2013 Common Stock 67,835 67,835 D Stock Options (Right to buy) \$ 0.94 01/29/200510/29/2014 Common Stock 25,000 25,000 D Stock Options (Right to buy) \$ 1.12 08/25/200507/18/2015 Common Stock 25,000 25,000 D

10% Owner Officer Other

# **Reporting Owners**

Reporting Owner Name / Address Relationships

Director

REGIS DANIEL C 25 FIRST ST., 2ND FLOOR X CAMBRIDGE, MA 02141

# Signatures

Diane M Tracey 08/23/2005

<u>\*\*</u>Signature of Reporting Person Date

# **Explanation of Responses:**

- \* If the form is filed by more than one reporting person, see Instruction 4(b)(v).
- \*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.