

Edgar Filing: EXEGENICS INC - Form 8-K

EXEGENICS INC  
Form 8-K  
September 19, 2003

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) September 17, 2003  
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EXEGENICS INC.

(Exact name of registrant as specified in its charter)

Delaware	00-26078	75-2402409
(State or Other Jurisdiction of Incorporation)	(Commission File Number)	(I.R.S. Employer Identification No.)

2110 Research Row  
Dallas, Texas 75235

(Address of principal executive  
offices including zip code)

(214) 358-2000

(Registrant's telephone number,  
including area code)

N.A.

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

ITEM 4. CHANGE IN REGISTRANT'S CERTIFYING ACCOUNTANT

On September 17, 2003 eXegenics Inc. (the "Registrant") was advised by Ernst & Young LLP ("E&Y") that E&Y was resigning as the Registrant's independent auditor. The decision to change independent auditors was not recommended or approved by the Audit Committee (the "Audit Committee") of the Board of Directors of the Registrant. A new independent auditor has not yet been appointed by the Audit Committee.

The reports of E&Y on the financial statements of the Registrant as of and for the fiscal years ended December 31, 2001 and 2002 contained no adverse opinion or disclaimer of opinion, nor were the reports qualified or modified as to uncertainty, audit scope or accounting principles. In connection with its audits for the fiscal years ended December 31, 2001 and December 31, 2002, and during the subsequent interim period, there were no disagreements with E&Y on any matter of accounting principles or practices, financial statement disclosure, or auditing scope or procedure, which disagreements, if they had occurred and not been resolved to the satisfaction of E&Y, would have caused E&Y to make reference to such disagreements in their reports on the financial statements for such years.

The Registrant has provided E&Y with a copy of the foregoing disclosures. E&Y

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has furnished the Registrant with a letter addressed to the SEC, which is attached hereto as an exhibit.

In accordance with the requirements of Item 4(b) of Form 8-K, the Registrant will amend this Current Report once the Registrant selects a new independent auditor.

### ITEM 5. OTHER EVENTS AND REGULATION FD DISCLOSURE.

On September 19, 2003, the Registrant issued a press release announcing the resignation of E&Y. A copy of the press release is filed herewith as Exhibit 99.1 and incorporated herein by reference.

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

#### (a) Exhibits

- |      |  |
|------|--|
| 16.1 | Letter from Ernst & Young LLP to the Securities and Exchange Commission dated September 19, 2003 |
| 99.1 | Press Release of eXegenics Inc., dated September 19, 2003  |

### SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, as amended, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

EXEGENICS INC.  
(Registrant)

Dated: September 19, 2003  
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By: /s/ Ronald L. Goode  
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Ronald L. Goode  
Chairman, President and  
Chief Executive Officer

### INDEX TO EXHIBITS

Exhibit Number -----	Description -----
16.1	Letter from Ernst & Young LLP to the Securities and Exchange Commission dated September 18, 2003
99.1	Press Release of eXegenics Inc., dated September 18, 2003