

Edgar Filing: DUSA PHARMACEUTICALS INC - Form 8-K

DUSA PHARMACEUTICALS INC
Form 8-K
October 31, 2005

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): October 28, 2005

DUSA PHARMACEUTICALS, INC.
(Exact name of registrant as specified in its charter)

NEW JERSEY
(State or other
jurisdiction of
incorporation)

0-19777
(Commission File
Number)

22-3103129
(IRS Employer
Identification
Number)

25 UPTON DRIVE
WILMINGTON, MASSACHUSETTS 01887
(Address of principal executive offices, including ZIP code)

(978) 657-7500
(Registrant's telephone number, including area code)

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):

- ☐ Written communications pursuant to Rule 425 under the Securities Act (17
CFR 230.425)
- ☐ Soliciting material pursuant to Rule 14a-12 under the Securities Act (17
CFR 240.14a-12)
- ☐ Pre-commencement communications pursuant to Rule 14d-2(b) under the
Exchange Act (17 CFR 240.14d-2(b))
- ☐ Pre-commencement communications pursuant to Rule 13e-4(c) under the
Exchange Act (17 CFR 240.13e-4(c))

ITEM 8.01 - OTHER EVENTS.

DUSA Pharmaceuticals, Inc. ("DUSA") issued a press release on the morning of
October 28, 2005, attached to and made a part of this report as Exhibit 99.1,
announcing the presentation of an independent investigator study in which
complete clearance of facial acne was observed in fourteen out of fourteen
patients treated with the combination of Levulan(R) (aminolevulinic acid HCl,
ALA) and Photodynamic Therapy with long pulse dye laser for recalcitrant
inflammatory acne vulgaris of the face. DUSA issued a second press release on

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the afternoon of October 28, 2005, attached to and made a part of this report as Exhibit 99.2, correcting and further clarifying certain information contained in the earlier release, including, but not limited to, the quotation of Dr. Macrene Alexiades-Armenakas provided therein.

Except for historical information, each news release contains certain forward-looking statements that involve known and unknown risk and uncertainties, which may cause actual results to differ materially from any future results, performance or achievements expressed or implied by the statements made. These forward-looking statements relate to the potential of the therapy as safe and effective and as an alternative to isotretinoin, belief that the therapy deserves a full development program, the publication of the study results and the timing thereof, and the use of the product as first line therapy. Furthermore, the factors that may cause differing results include the publication by third-parties of the author's study results, the regulatory process, the funding of clinical studies necessary to seek regulatory approval, maintenance of patents and other risks identified in DUSA's SEC filings from time to time.

ITEM 9.01 - FINANCIAL STATEMENT AND EXHIBITS

Item No.	Description
99.1	Press Release, dated October 28, 2005
99.2	Press Release, as corrected, dated October 28, 2005

SIGNATURES

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.

DUSA PHARMACEUTICALS, INC.

Dated: October 31, 2005

By: /s/ D. Geoffrey Shulman

D. Geoffrey Shulman, MD, FRCPC
Chairman of the Board and Chief
Executive Officer

EXHIBIT INDEX

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