

INDEVUS PHARMACEUTICALS INC

Form 8-K

July 25, 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):

July 16, 2003

## Indevus Pharmaceuticals, Inc.

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(Exact name of registrant as specified in its charter)

**Delaware**

(State or other  
jurisdiction

of incorporation)

**000-18728**

(Commission File  
Number)

**04-3047911**

(IRS Employer  
Identification Number)

**One Ledgemont Center**

**99 Hayden Avenue**

**Lexington, Ma 02421-7966**

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(Address of principal executive offices)

Registrant's telephone number, including area code:



**Item 5. Other Events and Regulation FD Disclosure.**

On July 16, 2003, Indevus Pharmaceuticals, Inc. (the Company), closed on its offering of convertible senior notes due 2008 (the Notes) to qualified institutional buyers pursuant to Rule 144A under the Securities Act of 1933, as amended. At the closing, the initial purchasers purchased an aggregate of \$72 million of Notes, which included \$12 million of Notes purchased pursuant to an overallotment option which was granted by the Company and exercised by the initial purchasers.

This Current Report on Form 8-K may contain forward-looking statements that involve risks and uncertainties that could cause the Company's actual results and financial condition to differ materially from those anticipated by the forward-looking statements. These risks and uncertainties are set forth in the Company's filings under the Securities Act of 1933 and the Securities Exchange Act of 1934 under Risk Factors and elsewhere, and include, but are not limited to: dependence on the success of trospium; the early stage of products under development; uncertainties relating to clinical trials, regulatory approval and commercialization of our products; risks associated with contractual arrangements; dependence on third parties for manufacturing and marketing; competition; need for additional funds and corporate partners; history of operating losses and expectation of future losses; product liability; risks relating to the Redux-related litigation; limited patents and other proprietary rights; dependence on market exclusivity; valuation of our common stock; risks related to repayment of debts; risks related to increased leverage; and other risks.

**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.

INDEVUS PHARMACEUTICALS, INC.

Dated: July 25, 2003

By:

/s/ GLENN L. COOPER

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**Glenn L. Cooper, M.D.**

**President, Chief Executive Officer and Chairman**