MYRIAD GENETICS INC Form 8-K February 05, 2013

# 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): February 5, 2013

# MYRIAD GENETICS, INC.

(Exact name of registrant as specified in its charter)

**Delaware** (State or other jurisdiction

0-26642 (Commission 87-0494517 (IRS Employer

of incorporation)

File Number) 320 Wakara Way Identification No.)

#### Salt Lake City, Utah 84108

(Address of principal executive offices) (Zip Code)

Registrant s telephone number, including area code: (801) 584-3600

#### Not Applicable

(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):

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- " Soliciting material pursuant to Rule 14a-12 under the Exchange 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 2.02 Results of Operations and Financial Condition.

On February 5, 2013, Myriad Genetics, Inc. (Myriad or the Company) announced its financial results for the three and six months ended December 31, 2012. The earnings release is attached hereto as an exhibit to this Current Report on Form 8-K and is being furnished pursuant to this Item 2.02 as Exhibit 99.1 to this Current Report on Form 8-K.

In accordance with General Instruction B-2 of Form 8-K, the information set forth in Item 2.02 and in Exhibit 99.1 shall not be deemed to be 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, and shall not be incorporated by reference into any registration statement or other document filed under the Securities Act of 1933, as amended or the Exchange Act, except as shall be expressly set forth by specific reference in such filing.

#### ITEM 8.01 Other Events.

In its earnings release dated February 5, 2013, attached hereto as Exhibit 99.1, the Company also announced a new \$200 million stock repurchase program. The information in the earnings release under the heading Myriad Announces New \$200 Million Share Repurchase Program is hereby incorporated by reference into this Item 8.01 of this Current Report on Form 8-K and is being filed pursuant to Item 8.01.

#### ITEM 9.01 Financial Statements and Exhibits.

(d)

Exhibit

Number Description

99.1 Earnings release dated February 5, 2013 for the three and six months ended December 31, 2012.

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#### **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.

# MYRIAD GENETICS, INC.

Date: February 5, 2013

By: /s/ James S. Evans

James S. Evans

Chief Financial Officer

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# EXHIBIT INDEX

Exhibit

Number Description

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