

Edgar Filing: DELCATH SYSTEMS INC - Form 8-K

DELCATH SYSTEMS INC  
Form 8-K  
January 04, 2007

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): January 2, 2007

DELCATH SYSTEMS, INC.

(Exact name of registrant as specified in its charter)

|   |                          |                                      |
|---|--------------------------|--------------------------------------|
| Delaware  | 001-16133                | 06-1245881                           |
| (State or other jurisdiction of<br>incorporation) | (Commission File Number) | (IRS Employer<br>Identification No.) |

|   |            |
|---|------------|
| 1100 Summer Street, Stamford, Connecticut | 06905      |
| (Address of principal executive offices)  | (Zip Code) |

Registrant's telephone number, including area code: (203) 323-8668

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):

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))

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### Section 5 - Corporate Governance and Management

Item 5.02 Departure of Directors or Certain Officers; Election of Directors; Appointment of Certain Officers; Compensatory Arrangements of Certain Officers.

(a) Not applicable.

(b) Not applicable.

(c) Effective January 2, 2007, Delcath Systems, Inc. (the "Company") appointed Samuel Herschkowitz, M.D., 56, to serve as the Company's Interim Chief Operating Officer. Biographical information about Dr. Herschkowitz is contained in the press release of the Company dated January 4, 2007 which is filed as Exhibit 99 hereto and is incorporated herein by reference.

For his services as Interim Chief Operating Officer, Dr. Herschkowitz will be paid a salary of \$10,000 per month.

(d) Not applicable.

(e) Not applicable.

### Section 9 - Financial Statements and Exhibits.

Item 9.01. Financial Statements and Exhibits.

(a) Not applicable.

(b) Not applicable.

(c) Not applicable.

(d) Exhibits:

| Exhibit | Description  |
|---------|--|
| 99      | Press Release dated January 4, 2007 of Delcath Systems, Inc. |

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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.

DELCATH SYSTEMS, INC.

By: /s/ RICHARD TANEY

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Richard Taney  
Interim Chief Executive  
Officer

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Date: January 4th, 2007

EXHIBIT INDEX

| Exhibit | Description  |
|---------|--|
| 99      | Press Release dated January 4, 2007 of Delcath Systems, Inc. |