### Edgar Filing: NOVOSTE CORP /FL/ - Form 10-K/A

NOVOSTE CORP /FL/ Form 10-K/A April 26, 2002

# SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549 Form 10-K/A

#### Amendment No. 1

[X]	ANNUA	ΔL	REPOR	RT P	URSU	TNA	TO	SECTIO	ON 13	OR	15(d)	OF	THE	SECURITIES	EXCHANGE
	ACT O	Ρ	1934	FOR	THE	FIS	SCAL	YEAR	ENDED	DE	CEMBER	3 3 2	1. 20	001.	

[ ] TRANSITION REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES ACT OF 1934. FOR THE TRANSITION PERIOD \_\_\_\_\_\_ TO \_\_\_\_\_.

Commission File Number: 0-20727

Novoste Corporation (Exact Name of Registrant as Specified in Its Charter)

Florida 59-2787476 (State or Other Jurisdiction of Incorporation or Organization Identification No.)

3890 Steve Reynolds Blvd., Norcross, GA 30093 (Address of Principal Executive Offices) (Zip Code)

Registrant's telephone, including area code: (770) 717-0904

Securities registered pursuant to Section 12(b) of the Act: None

Securities registered pursuant to Section 12(g) of the Act:

Common Stock, \$.01 par value
 (Title of Class)

Rights to Purchase Preferred Shares (Title of Class)

Indicate by check mark whether the registrant: (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such requirements for the past 90 days. Yes X No

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Indicate by check mark if disclosures of delinquent filers pursuant to Item 405 of Regulation S-K is not contained herein, and will not be contained, to the best of Registrant's knowledge, in definitive proxy or information statements incorporated by reference in Part III of this Form 10-K or any amendment to this Form 10-K ( ).

As of March 1, 2002, there were 16,315,676 shares of Common Stock outstanding. The aggregate market value of voting stock held by non-affiliates of the Registrant was approximately \$103,957,000 based upon the closing sales price of the Common Stock on February 28, 2002 on the Nasdaq National Market. Shares of Common Stock held by each officer, director, and holder of five percent or more of the Common Stock outstanding as of March 1, 2002 have been excluded in that such persons may be deemed to be affiliates. This determination of affiliate

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status is not necessarily conclusive.

#### DOCUMENTS INCORPORATED BY REFERENCE

None.

#### Explanation of Amendment

This Item 5 of Part II is being amended to correct the range of closing sale prices for the Common Stock for the year ended December 31, 2001. The high and low closing prices for each quarter during 2001 were incorrectly stated in the Form 10K filed by the Registrant on March 30, 2002.

#### PART II

# Item 5. MARKET FOR THE REGISTRANT'S COMMON EQUITY AND RELATED STOCKHOLDER MATTERS

The Company's Common Stock has been traded on the Nasdaq National Market (Nasdaq symbol: NOVT) since May 1996. The number of record holders of the Company's Common Stock at March 1, 2002 was 16,315,676 excluding beneficial owners of shares registered in nominee or street name. The Company has not paid any dividends since its inception, other than the distribution of the Shareholder Rights described in Item 1: Issuance Of Preferred Stock May Adversely Affect Rights of Common Shareholders or Discourage a Takeover, and does not intend to pay any dividends in the foreseeable future. Pursuant to the terms of our revolving line of credit we are restricted from paying dividends on our Common Stock.

The range of high and low closing sale prices for the Common Stock is as follows:

QUARTER ENDED	HIGH	LOW			
Year Ended December 31, 2000					
March 31, 2000	\$48.7500	\$17.0000			
June 30, 2000	\$61.0000	\$36.2500			
September 30, 2000	\$60.8125	\$39.1875			
December 30, 2000	\$43.4375	\$22.5000			
Year Ended December 31, 2001					
March 31, 2001	\$38.8750	\$14.0000			
June 30, 2001	\$25.7500	\$13.6250			
September 30, 2001	\$25.2500	\$ 5.9300			
December 31, 2001	\$13.3100	\$ 5.7300			

On February 28, 2002 the last reported sale price for the Common Stock was \$6.70.

#### SIGNATURES

Pursuant to the requirements of Section 13 or 15 (d) of the Securities Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized, on April 24, 2002.

NOVOSTE CORPORATION

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By: /S/ Thomas D. Weldon
----Thomas D. Weldon
Chairman and Chief Executive Officer

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