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ZIOPHARM ONCOLOGY INC Form 8-K May 08, 2014

#### **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): May 8, 2014

ZIOPHARM Oncology, Inc.

(Exact Name of Registrant as Specified in Charter)

Delaware (State or Other Jurisdiction 001-33038 (Commission 84-1475672 (IRS Employer

of Incorporation)

File Number)

**Identification No.)** 

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# One First Avenue, Parris Building 34, Navy Yard Plaza Boston, Massachusetts (Address of Principal Executive Offices)

02129 (Zip Code)

(617) 259-1970

(Registrant s telephone number, including area code)

### Not applicable

(Former Name or Former Address, if Changed Since Last Report)

Check the appropriate box below if the Form 8-K is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

- " 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 May 8, 2014, ZIOPHARM Oncology, Inc. issued a press release announcing its financial condition and results of operations for the three months ended March 31, 2014. A copy of the press release is furnished as Exhibit 99.1 and is incorporated herein by reference.

This information, including the information contained in the press release furnished as Exhibit 99.1, shall not be deemed filed for purposes of Section 18 of the Securities Exchange Act of 1934, as amended, and is not incorporated by reference into any of the Company s filings, whether made before or after the date hereof, regardless of any general incorporation language in any such filing.

### **Item 9.01 Financial Statements and Exhibits**

(d) Exhibits

#### **Exhibit**

## No. Description

99.1 Press Release of ZIOPHARM Oncology, Inc. dated May 8, 2014

## **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.

Date: May 8, 2014

ZIOPHARM Oncology, Inc.

By: /s/ Kevin G. Lafond Name: Kevin G. Lafond

Title: Vice President Finance, Chief Accounting

Officer and Treasurer

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# **INDEX OF EXHIBITS**

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