INTROGEN THERAPEUTICS INC Form 8-K May 29, 2008

# 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 29, 2008 (May 29, 2008)

#### **Introgen Therapeutics, Inc.**

(Exact name of registrant as specified in its charter)

**Delaware** 

0-21291

74-2704230

(State or other jurisdiction of incorporation)

(Commission File Number)

(IRS Employer Identification No.)

301 Congress Avenue, Suite 1850 Austin, Texas 78701

(Address of principal executive offices, including zip code)

(512) 708-9310

(Registrant s telephone number, including area code)

(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:

- o Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- o Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
- o Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

#### Item 8.01. Other Events.

On May 29, 2008, Introgen Therapeutics, Inc. (Introgen) issued a press release correcting certain information in the press release it issued on May 28, 2008, regarding the results of its ADVEXIN Phase III clinical trial data in patients with recurrent, refractory head and neck cancer. A copy of this press release is attached hereto as Exhibit 99.1. The information in this Current Report on Form 8-K, including Exhibit 99.1, is being furnished and shall not be deemed filed for the purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or otherwise subject to the liabilities of that Section.

#### Item 9.01. Financial Statements and Exhibits.

- (d) Exhibits.
- 99.1 Press Release dated May 29, 2008.

#### **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.

INTROGEN THERAPEUTICS, INC.

By: /s/ JAMES W. ALBRECHT, JR. James W. Albrecht, Jr. Chief Financial Officer

Date: May 29, 2008

# **EXHIBIT INDEX**

# **Exhibit No.** Description

99.1 Press Release dated May 29, 2008.