EMAGEON INC Form 8-K April 28, 2005

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# 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) April 28, 2005

### **EMAGEON INC.**

(Exact Name of Registrant as Specified in Charter)

Delaware 0-51149 63-1240138

(State or Other Jurisdiction of Incorporation)

(Commission File Number)

(IRS Employer Identification No.)

1200 Corporate Drive, Suite 200, Birmingham, Alabama 35242

(Address of Principal Executive Offices)

(Zip Code)

Registrant s telephone number, including area code: (205) 980-9222

## 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):

- 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))

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# **Item 2.02 Results of Operations and Financial Condition**

On April 28, 2005, Emageon Inc., a Delaware corporation (the Company) issued a press release, attached as Exhibit 99.1 hereto, regarding its results of operations for the first quarter ended March 31, 2004.

The information in this Item 2.02 (including 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 liabilities of that section, nor shall it be deemed incorporated by reference in any filing made by the Company under the Securities Act of 1933, as amended, or the Exchange Act, except as expressly set forth by specific reference in such a filing.

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

(c) Exhibits.

**Exhibit No.**99.1 Press Release of Emageon Inc. dated April 28, 2005

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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.

**EMAGEON INC.** (Registrant)

By: /s/ W. Randall Pittman

W. Randall Pittman

Chief Financial Officer and Treasurer

Date: April 28, 2005