Edgar Filing: BioTelemetry, Inc. - Form CB/A

BioTelemetry, Inc. Form CB/A July 05, 2017

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

WASHINGTON, D.C. 20549

FORM CB/A

(Amendment No. 11)

TENDER OFFER/RIGHTS OFFERING NOTIFICATION FORM

Please place an X in the box(es) to designate the appropriate rule provisions(s) relied upon to file this Form:

| Securities Act Rule 801 (Rights Offering) | o |
|--|---|
| Securities Act Rule 802 (Exchange Offer) | X |
| Securities Act Rule 13e-4(h) (8) (Issuer Tender Offer) | o |
| Exchange Act Rule 14d-1(c) (Third Party Tender Offer) | 0 |
| Exchange Act Rule 14e-2(d) (Subject Company Response) | o |
| Filed or submitted in paper if permitted by Regulation S-T | o |
| Rule 101(b)(8) | |

LIFEWATCH AG

(Name of Subject Company)

Not applicable

(Translation of Subject Company s Name into English (if applicable)

Switzerland

(Jurisdiction of Subject Company s Incorporation or Organization)

BIOTELEMETRY, INC.

(Name of Person(s) Furnishing Form)

Shares

(Title of Class of Subject Securities)

ISIN: CH0012815459

(CUSIP Number of Class of Securities (if applicable))

Dr. Stephan Rietiker, CEO

LifeWatch AG

Baarerstrasse 139

6300 Zug

Switzerland

Tel: +41 41 728 67 77

(Name, Address (including zip code) and Telephone Number (including area code) of Person(s) Authorized to Receive Notices and Communications on Behalf of Subject Company)

Copies to:

Peter Ferola
Senior Vice President, General Counsel
and Secretary
BioTelemetry, Inc.
1000 Cedar Hollow Road
Malvern, Pennsylvania 19355
(610) 729-7000

Laurie L. Green Flora R. Perez, Esq. Greenberg Traurig. P.A. 401 E Las Olas Blvd., Suite 2000 Ft Lauderdale, Florida 33301 (954) 765-0500

May 10, 2017

(Date Tender Offer/Rights Offering Commenced)

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This Amendment No. 11 to the Notification on Form CB furnished by BioTelemetry, Inc. (BioTelemetry), a Delaware corporation, on July 5, 2017, is being submitted to furnish a definitive notice of the end result relating to the previously announced Public Exchange and Cash Offer by Cardiac Monitoring Holding Company, LLC, a Delaware limited liability company and a subsidiary of BioTelemetry, to acquire all of the publicly held registered shares of LifeWatch AG, a company organized and existing under the laws of Switzerland.

PART I - INFORMATION SENT TO SECURITY HOLDERS

Item 1. Home Jurisdiction Documents

| (a)(i) Pre-A | Pre-Announcement of the Public Exchange and Cash Offer published on April 9, 2017 (the announcement).* |
|-----------------|---|
| (a)(ii) | Amendment of April 13, 2017 to the Pre-Announcement.* |
| (a)(iii) | Offer Prospectus, dated April 24, 2017.* |
| (a)(iv) | Amendment to Offer Prospectus, dated May 9, 2017.* |
| (a)(v) | Amendment No. 2 to Offer Prospectus, dated May 22, 2017.* |
| (a)(vi) | Amendment No. 3 to Offer Prospectus, dated May 23, 2017.* |
| (a)(vii) | Provisional Notice of the Interim Result, dated June 9, 2017.* |
| (a)(viii) | Definitive Notice of the Interim Result, dated June 14, 2017.* |
| (a)(ix) | Provisional Notice of the End Result, dated June 29, 2017. * |
| (a)(x) | Definitive Notice of the End Result, dated July 4, 2017. |

* Previously furnished.

Item 2. Informational Legends

| The legend required by Rule 802(b) under the Securities Act of 1933, as amended, is included in the documents that are being furnished or Notification on Form CB. | | |
|--|--|--|
| | PART II - INFORMATION NOT REQUIRED TO BE SENT TO SECURITY HOLDERS | |
| (a)(i) | Press Release dated April 24, 2017.* | |
| (a)(ii) Securitie | Press Release dated May 8, 2017 (incorporated by reference to Exhibit 99.1 to the Form 8-K filed by BioTelemetry, Inc. with the es and Exchange Commission on May 8, 2017).* | |
| (a)(iii) | Investor Q&A.* | |
| (a)(iv) | Press Release dated May 23, 2017.* | |
| (a)(v) | Press Release dated May 24, 2017.* | |
| (a)(vi) | Press Release dated May 30, 2017.* | |
| (a)(vii) | Press Release dated June 9, 2017.* | |
| * Previ | ously furnished. | |

PART III - CONSENT TO SERVICE OF PROCESS

this

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Not applicable.

PART IV - SIGNATURES

After due inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and correct.

BioTelemetry, Inc.

By: /s/ Peter F. Ferola

Peter F. Ferola

Senior Vice President and General Counsel

Date: July 5, 2017