

ALIGN TECHNOLOGY INC
Form 8-K
March 28, 2019

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): March 28, 2019

ALIGN TECHNOLOGY, INC.
(Exact Name of Registrant as Specified in Charter)

Delaware
(State or Other Jurisdiction of
Incorporation)

0-32259
(Commission File Number)

94-3267295
(I.R.S. Employer Identification
Number)

2820 Orchard Parkway, San Jose, California 95134
(Address of Principal Executive Offices) (Zip Code)

(408) 470-1000
(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 filing 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))

☐

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Indicate by check mark whether the registrant is an emerging growth company as defined in Rule 405 of the Securities Act of 1933 (17 CFR §230.405) or Rule 12b-2 of the Securities Exchange Act of 1934 (17 CFR §240.12b-2). Emerging growth company [☐]

If an emerging growth company, indicate by check mark if the registrant has elected not to use the extended transition period for complying with any new or revised financial accounting standards provided pursuant to Section 13(a) of the Exchange Act. [☐]

Item 7.01. Regulation FD Disclosure.

On March 28, 2019, Align Technology, Inc. (the “Company”) issued a press release announcing that the Company and Straumann Group reached an agreement to settle all currently outstanding patent disputes in the United States, the United Kingdom and Brazil, including those involving ClearCorrect, a subsidiary of Straumann Group. Under the terms of the settlement agreement, Straumann Group will pay the Company \$35 million. The Company and Straumann Group also signed a non-binding letter of intent for a 5-year global development and distribution agreement for the iTero Element scanners. A copy of the press release is attached hereto as Exhibit 99.1.

SIGNATURE

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.

ALIGN TECHNOLOGY, INC.

Date: March 28, 2019

By: /s/ Roger E. George
Roger E. George
Senior Vice President, Chief Legal and Regulatory
Affairs

EXHIBIT INDEX

| Exhibit Number | Description |
|---------------------------|---|
| <u>99.1</u> | <u>Press Release dated March 28, 2019</u> |