AVI BIOPHARMA INC Form 8-K April 02, 2012

# 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 2, 2012

# AVI BioPharma, Inc.

(Exact name of registrant as specified in its charter)

Oregon (State or other jurisdiction

001-14895 (Commission 93-0797222 (IRS Employer

of incorporation) File Number) Identification No.)

## 3450 Monte Villa Parkway, Suite 101

## Bothell, WA 98021

(Address of principal executive offices, including zip code)

(425) 354-5038

(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 (see General Instruction A.2. below):

- 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 8.01 Other Events.

On April 2, 2012, AVI BioPharma, Inc. issued a press release announcing top-line results from its Phase IIb study evaluating eteplirsen for the treatment of Duchenne muscular dystrophy. A copy of the press release is attached hereto as Exhibit 99.1 and is incorporated herein by reference.

## Item 9.01 Financial Statements and Exhibits.

(d) Exhibits.

Exhibit

Number Description

99.1 Press release dated April 2, 2012.

#### **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.

AVI BioPharma, Inc.

By: /s/ Christopher Garabedian Christopher Garabedian President and Chief Executive Officer

Date: April 2, 2012

## EXHIBIT INDEX

## Exhibit

Number Description

99.1 Press release dated April 2, 2012.