

Edgar Filing: AVIRON - Form SC TO-T/A

AVIRON
Form SC TO-T/A
January 09, 2002

SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, D.C. 20549

SCHEDULE TO
TENDER OFFER STATEMENT UNDER SECTION 14(d) (1) OR 13(e) (1)
OF THE SECURITIES EXCHANGE ACT OF 1934
(Amendment No. 5)

AVIRON
(Name of Subject Company (Issuer))

APPLE MERGER CORP.
MEDIMMUNE, INC.
(Offeror)

(Names of Filing Persons (identifying status as offeror, issuer or other))

Common Stock, Par Value \$0.001 Per Share
Including Associated Rights
(Title of Class of Securities)

0537 62100
(CUSIP Number of Class of Securities)

DAVID M. MOTT
CHIEF EXECUTIVE OFFICER AND VICE CHAIRMAN
35 WEST WATKINS MILL RD.
GAITHERSBURG, MD 20878
(301) 417-0770

(Name, Address and Telephone Number of Persons Authorized to Receive
and Communications on Behalf of filing persons)

Copies to:

Frederick W. Kanner
Richard D. Pritz
Dewey Ballantine LLP
1301 Avenue of the Americas
New York, NY 10019
(212) 259-8000

Peter F. Kerman
Latham & Watkins
135 Commonwealth Drive
Menlo Park, CA 94205
(650) 328-4600

Check the box if the filing relates solely to preliminary communications made before the commencement of the offering.
Check the appropriate boxes to designate any transactions to which the statement relates:

third-party tender offer subject to Rule 14d-1.

issuer tender offer subject to Rule 13e-4.

going-private transaction subject to Rule 13e-3.

Edgar Filing: AVIRON - Form SC TO-T/A

/ / amendment to Schedule 13D under Rule 13d-2.

Check the following box if the filing is a final amendment reporting the results of the tender of

=====