

BIOMET INC  
Form 8-K/A  
April 23, 2007

**UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION**

WASHINGTON, D.C. 20549

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**FORM 8-K/A  
(Amendment No. 1)**

**CURRENT REPORT**

**Pursuant To Section 13 or 15(d) of the Securities Exchange Act of 1934**

Date of Report (Date of earliest event reported): **January 19, 2007**

**BIOMET, INC.**

(EXACT NAME OF REGISTRANT AS SPECIFIED IN ITS CHARTER)

**Indiana**

(State or other jurisdiction of incorporation)

**0-12515**

(Commission File Number)

**35-1418342**

(IRS Employer Identification No.)

**56 East Bell Drive**

**Warsaw, Indiana 46582**

(Address of Principal Executive Offices, Including Zip Code)

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(574) 267-6639

(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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**Explanatory Note**

This Amendment No. 1 to the Current Report on Form 8-K filed on January 19, 2007 (the Initial Form 8-K ) is filed by Biomet, Inc. ( Biomet ) to amend and restate in its entirety the preliminary unaudited consolidated financial statements and related preliminary disclosures furnished as Exhibit 99.1 to the Initial Form 8-K. On March 30, 2007, Biomet publicly disclosed that Biomet s previously issued financial statements and any related reports of its independent registered public accounting firm should not be relied upon. As a result of this disclosure, Biomet has revised Exhibit 99.1 to the Initial Form 8-K to clarify that the:

- preliminary consolidated balance sheets at May 31, 2006,
- preliminary consolidated statements of income for the three and six months ended November 30, 2005, and
- preliminary consolidated statements of cash flow for the six months ended November 30, 2005,

should no longer be relied upon. *See*, Current Report on Form 8-K filed by Biomet on March 30, 2007.

No attempt has been made in this Form 8-K/A to modify or update the disclosures or financial statements in the Initial Form 8-K except as described above. This Form 8-K/A continues to describe conditions as of the date of Initial Form 8-K, and the disclosures and financial statements contained herein have not been updated to reflect events, results or developments that occurred after the Initial Form 8-K, or to modify or update those disclosures or financial statements affected by subsequent events (other than as described above). Among other things, forward-looking statements made in the Initial Form 8-K have not been revised to reflect events, results or developments that occurred or facts that became known to Biomet after the date of the Initial Form 8-K, and such forward-looking statements should be read in conjunction with Biomet s filings with the SEC subsequent to the filing of the Initial Form 8-K.

The preliminary unaudited consolidated financial statements and related preliminary disclosures furnished as Exhibit 99.1 will be superseded by Biomet s Quarterly Report on Form 10-Q for the period ended November 30, 2006, when filed by Biomet with the Securities and Exchange Commission.

**Item 9.01. Financial Statements and Exhibits.**

**Exhibit No. Document**

3.1 Articles of Amendment to the Amended Articles of Incorporation filed January 19, 2007 (Filed with Initial Form 8-K).

99.1 Preliminary Quarterly Report for the Period Ended November 30, 2006 (Revised as of April 20, 2007).

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**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused Amendment No. 1 to this report to be signed on its behalf by the undersigned hereunto duly authorized.

BIOMET, INC.

/s/ Bradley J. Tandy  
By: Bradley J. Tandy  
Its: Senior Vice President, Acting  
General Counsel and Secretary

Date: April 20, 2007

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