DIGIRAD CORP Form 8-K October 22, 2009

### 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: October 22, 2009 (Date of earliest event reported)

Digirad Corporation
(Exact name of registrant as specified in its charter)
DE
(State or other jurisdiction
of incorporation) 000-50789
(Commission File Number) 33-0145723

(IRS Employer Identification Number)

13950 Stowe Drive, Poway, CA

(Address of principal executive offices) 92064

(Zip Code)

(858) 726-1600

(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:

- o Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- o Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))

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o Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

## Item 2.02. Results of Operations and Financial Condition

On October 22, 2009, Digirad Corporation, or the Company, issued a press release announcing financial results for the quarter ended September 30, 2009. A copy of the press release is furnished as Exhibit 99.1 to this Current Report on Form 8-K.

The disclosure herein under Item 2.02 and the related exhibit are being furnished and shall not be deemed to be "filed" for purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or the Exchange Act, or otherwise subject to the liability of that section, nor shall they be deemed incorporated by reference in any filing under the Exchange Act or the Securities Act of 1933, as amended, except as expressly set forth by specific reference in such a filing.

### Item 9.01. Financial Statements and Exhibits

(a) Financial statements:

None

(b) Pro forma financial information:

None

(c) Shell company transactions:

None

(d) Exhibits

99.1 Press Release of Digirad Corporation dated October 22, 2009 announcing financial results for the quarter ended September 30, 2009

### **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.

Dated: October 22, 2009 **DIGIRAD CORPORATION** 

By: <u>/s/ Todd Clyde</u>

Todd Clyde

Chief Executive Officer

**Exhibit Index** <u>Exhibit No. Description</u> 99.1 Press Release of Digirad Corporation dated October 22, 2009 announcing financial results for the quarter ended September 30, 2009