Destination Maternity Corp Form 8-K March 18, 2016

# **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 15, 2016

## DESTINATION MATERNITY CORPORATION

(Exact name of Registrant as specified in Charter)

Delaware (State or Other Jurisdiction of 0-21196 Commission 13-3045573 (I.R.S. Employer

**Incorporation or Organization**)

File number 232 Strawbridge Drive **Identification Number**)

## Edgar Filing: Destination Maternity Corp - Form 8-K

## Moorestown, NJ 08057

#### (Address of Principal Executive Offices)

#### (856) 291-9700

## (Registrant s telephone number, including area code)

Check the appropriate box below if the Form 8-K 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
- " Soliciting material pursuant to Rule 14a-12 under the Exchange Act
- " Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act
- " Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act

# Item 8.01. Other Events.

On March 15, 2016, Destination Maternity Corporation (the Company ) entered into a non-disclosure agreement with Orchestra-Prémaman S.A. (Orchestra). The Company agreed to exchange information and engage in discussions with Orchestra in response to its letter of February 8, 2016.

The non-disclosure agreement is filed herewith as Exhibit 10.1 and is incorporated herein by reference.

## Item 9.01 Financial Statements and Exhibits.

Exhibit No. Description

10.1 Non-Disclosure Agreement dated March 15, 2016, between the Company and Orchestra-Prémaman S.A.

2

## 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 duly authorized.

Date: March 18, 2016

# DESTINATION MATERNITY

# CORPORATION

By: /s/ Judd P. Tirnauer Judd P. Tirnauer Executive Vice President & Chief Financial Officer

3

# EXHIBIT INDEX

Exhibit No.Description10.1Non-Disclosure Agreement dated March 15, 2016, between the Company and<br/>Orchestra-Prémaman S.A.

4