
Section 1: POS AM (POST-EFFECTIVE AMENDMENT NO. 1 TO FORM S-4)

As filed with the Securities and Exchange Commission on February 6, 2013.

Registration No. 333- 184811

**UNITED STATES
SECURITIES AND EXCHANGE COMMISSION**
Washington, D.C. 20549

**Post-Effective Amendment No. 1
to
FORM S-4
REGISTRATION STATEMENT
UNDER
THE SECURITIES ACT OF 1933**

BANK OF THE OZARKS, INC.

(Exact name of registrant as specified in its charter)

Arkansas
(State or other jurisdiction of
incorporation or organization)

6022
(Primary Standard Industrial
Classifications Code Number)

71-0556208
(I.R.S. Employer
Identification Number)

**17901 Chenal Parkway
Little Rock, Arkansas 72223
(501) 978-2265**

(Address, including zip code, and telephone number, including area code, of registrant's principal executive offices)

**Greg L. McKinney
Chief Financial Officer and Chief Accounting Officer
Bank of the Ozarks, Inc.
17901 Chenal Parkway
Little Rock, Arkansas 72223
Tel. (501) 978-2265**

(Name, address, including zip code, and telephone number, including area code, of agent for service)

With copies of all communications to:

**H. Watt Gregory, III
Kutak Rock LLP
124 West Capitol Avenue, Suite 2000
Little Rock, Arkansas 72201
Tel. (501) 975-3000**

**Paul S. Ware
J. Andrew Robison
Bradley Arant Boult Cummings LLP
1819 Fifth Avenue North
Birmingham, AL 35203
Tel. (205) 521-8000**

Approximate date of commencement of proposed sale of the securities to the public: Not Applicable.

If the securities being registered on this Form are being offered in connection with the formation of a holding company and there is compliance with General Instruction G, check the following box.

If this Form is filed to register additional securities for an offering pursuant to Rule 462(b) under the Securities Act, check the following box and list the Securities Act registration number of the earlier effective registration statement for the same offering.

If this Form is a post-effective amendment filed pursuant to Rule 462(d) under the Securities Act, check the following box and list the Securities Act registration statement number of the earlier effective registration statement for the same offering.

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, a non-accelerated filer, or a smaller reporting company. See the definitions of "large accelerated filer," "accelerated filer" and "smaller reporting company" in Rule 12b-2 of the Exchange Act.

Large accelerated filer

Accelerated filer

Non-accelerated filer (Do not check if a smaller reporting company)

Smaller reporting company

If applicable, place an X in the box to designate the appropriate rule provision relied upon in conducting this transaction:

Exchange Act Rule 13e-4(i) (Cross-Border Issuer Tender Offer)

Exchange Act Rule 14d-1(d) (Cross-Border Third-Party Tender Offer)

DEREGISTRATION OF UNSOLD SECURITIES

Bank of the Ozarks, Inc., an Arkansas corporation (the “Registrant”), filed Registration Statement No. 333-184811 on Form S-4 (the “Registration Statement”) with the Securities and Exchange Commission on November 7, 2012, as amended by Amendment No. 1, filed on November 13, 2012, which registered 516,370 shares of the Registrant’s common stock in connection with the Registrant’s acquisition of Genala Banc, Inc. The Registrant issued a total of 423,616 shares of the Registrant’s common stock pursuant to the Registration Statement in connection with the merger.

Following the merger, the Registrant terminated the offering of shares of its common stock registered on the Registration Statement. Pursuant to the undertaking made by the Registrant in the Registration Statement to remove from registration by means of a post-effective amendment any of the securities being registered which remain unsold at the termination of the offering, the Registrant is filing this Post-Effective Amendment No. 1 to the Registration Statement to deregister all of the securities which remain unsold under the Registration Statement.

SIGNATURES

Pursuant to the requirements of the Securities Act, the registrant has duly caused this Post-Effective Amendment No. 1 to the Registration Statement to be signed on its behalf by the undersigned, thereunto duly authorized, in the City of Little Rock, State of Arkansas, on February 6, 2013.

BANK OF THE OZARKS, INC.
(Registrant)

By: /s/ Greg L. McKinney
Greg L. McKinney
Chief Financial Officer and Chief Accounting Officer

Pursuant to the requirements of the Securities Act of 1933, this Post-Effective Amendment No. 1 to the Registration Statement has been signed by the following persons in the capacities and on the dates indicated.

SIGNATURE	TITLE	DATE
<u>/s/ George G. Gleason*</u> George G. Gleason (Principal Executive Officer)	Chairman of the Board and Chief Executive Officer	February 6, 2013
<u>/s/ Greg L. McKinney</u> Greg L. McKinney (Principal Financial Officer and Accounting Officer)	Chief Financial Officer and Chief Accounting Officer	February 6, 2013
<u>/s/ Mark Ross*</u> Mark Ross	Vice Chairman and Chief Operating Officer	February 6, 2013
<u>/s/ Jean Arehart*</u> Jean Arehart	Director	February 6, 2013
<u>/s/ Nicholas Brown*</u> Nicholas Brown	Director	February 6, 2013
<u>/s/ Richard Cisne*</u> Richard Cisne	Director	February 6, 2013
<u>/s/ Robert East*</u> Robert East	Director	February 6, 2013
<u>/s/ Linda Gleason*</u> Linda Gleason	Director	February 6, 2013
<u>/s/ Henry Mariani*</u> Henry Mariani	Director	February 6, 2013
<u>/s/ Robert Proost*</u> Robert Proost	Director	February 6, 2013

/s/ R.L. Qualls* Director
R.L. Qualls

February 6, 2013

/s/ John Reynolds* Director
John Reynolds

February 6, 2013

/s/ Kenneth Smith* Director
Kenneth Smith

February 6, 2013

/s/ Sherece West* Director
Sherece West

February 6, 2013

*By: /s/ Greg L. McKinney
Greg L. McKinney, Attorney-in-Fact

*Pursuant to powers of attorney previously filed with
this Registration Statement

February 6, 2013

[\(Back To Top\)](#)