

SECURITIES AND EXCHANGE COMMISSION

FORM SC 13G

Schedule filed to report acquisition of beneficial ownership of 5% or more of a class of equity securities by passive investors and certain institutions

Filing Date: **1994-02-10**
SEC Accession No. **0000950109-94-000168**

([HTML Version](#) on [secdatabase.com](#))

SUBJECT COMPANY

EMISPHERE TECHNOLOGIES INC

CIK: **805326** | IRS No.: **133306985** | State of Incorporation: **DE** | Fiscal Year End: **0731**
Type: **SC 13G** | Act: **34** | File No.: **005-40729** | Film No.: **94506153**
SIC: **2834** Pharmaceutical preparations

Business Address
15 SKYLINE DR
HAWTHORNE NY 10532
9143472220

FILED BY

INVESCO MIM PLC

CIK: **864047** | State of Incorporation: **CO** | Fiscal Year End: **1231**
Type: **SC 13G**

Mailing Address
11 DEVONSHIRE SQUARE
LONDON EC2M 4YR X0

Business Address
11 DEVONSHIRE SQUARE
LONDON EC2M 4YR X0

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

SCHEDULE 13G

Under the Securities Exchange Act of 1934

(Amendment No. ____)

Emisphere Technologies, Inc.

(Name of Issuer)

Common

(Title of Class of Securities)

291345106

(CUSIP Number)

Check the following box if a fee is being paid with this statement . (A fee
is not required only if the filing person: (1) has a previous statement on file reporting beneficial ownership of more than five percent of the class of securities described in Item 1; and (2) has filed no amendment subsequent thereto reporting beneficial ownership of five percent or less of such class.) (See Rule 13d-7).

*The remainder of this cover page shall be filled out for a reporting person's initial filing on this form with respect to the subject class of securities, and for any subsequent amendment containing information which would alter the disclosures provided in a prior cover page.

The information required in the remainder of this cover page shall not be deemed to be "filed" for the purpose of Section 18 of the Securities Exchange Act of 1934 ("Act") or otherwise subject to the liabilities of that section of the Act but shall be subject to all other provisions of the Act (however, see the Notes).

CUSIP NO. 291345106

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1 NAME OF REPORTING PERSON

INVESCO PLC
No SS or IRS Identification Number

2 CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP*

(a) -----
(b) X

3 SEC USE ONLY

4 CITIZENSHIP OR PLACE OF ORGANIZATION

England

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH	5 SOLE VOTING POWER None
	6 SHARED VOTING POWER 542,800
	7 SOLE DISPOSITIVE POWER None
	8 SHARED DISPOSITIVE POWER 542,800

9 AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON
542,800

10 CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (9) EXCLUDES CERTAIN SHARES*

11 PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW 9
7.2%

12 TYPE OF REPORTING PERSON*
H.C.

*SEE INSTRUCTION BEFORE FILLING OUT

CUSIP No. 291345106

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13G

1 NAME OF REPORTING PERSON

S.S OR I.R.S IDENTIFICATION NO. OF ABOVE PERSON

INVESCO North American Group, Ltd.
No SS or IRS Identification Number

2 CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP*

(a) -----
(b) X

3 SEC USE ONLY

4 CITIZENSHIP OR PLACE OF ORGANIZATION

England

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH	5	SOLE VOTING POWER None
	6	SHARED VOTING POWER 542,800
	7	SOLE DISPOSITIVE POWER None
	8	SHARED DISPOSITIVE POWER 542,800

9 AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON
542,800

10 CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (9) EXCLUDES CERTAIN SHARES*

11 PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW 9
7.2%

12 TYPE OF REPORTING PERSON*
H.C.

*SEE INSTRUCTION BEFORE FILLING OUT

CUSIP NO. 291345106

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1 NAME OF REPORTING PERSON
S.S OR I.R.S IDENTIFICATION NO. OF ABOVE PERSON

2 CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP*

(a) -----
(b) X

3 SEC USE ONLY

4 CITIZENSHIP OR PLACE OF ORGANIZATION
State of Delaware

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH	5	SOLE VOTING POWER None
	6	SHARED VOTING POWER 542,800
	7	SOLE DISPOSITIVE POWER None
	8	SHARED DISPOSITIVE POWER 542,800

9 AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON
542,800

10 CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (9) EXCLUDES CERTAIN SHARES*

11 PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW 9
7.2%

12 TYPE OF REPORTING PERSON*
H.C.

*SEE INSTRUCTION BEFORE FILLING OUT

CUSIP NO. 291345106

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1 NAME OF REPORTING PERSON
S.S OR I.R.S IDENTIFICATION NO. OF ABOVE PERSON

INVESCO North American Holdings, Inc.

2 CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP*

(a) -----
(b) X

3 SEC USE ONLY

4 CITIZENSHIP OR PLACE OF ORGANIZATION

State of Delaware

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH	5	SOLE VOTING POWER None
	6	SHARED VOTING POWER 542,800
	7	SOLE DISPOSITIVE POWER None
	8	SHARED DISPOSITIVE POWER 542,800

9 AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON
542,800

10 CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (9) EXCLUDES CERTAIN SHARES*

11 PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW 9
7.2%

12 TYPE OF REPORTING PERSON*
H.C.

*SEE INSTRUCTION BEFORE FILLING OUT

CUSIP NO. 291345106

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1 NAME OF REPORTING PERSON
S.S OR I.R.S IDENTIFICATION NO. OF ABOVE PERSON

INVESCO Funds Group, Inc.
IRS Identification Number 84-0235630

2 CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP*

(a) -----
(b) X

3 SEC USE ONLY

4 CITIZENSHIP OR PLACE OF ORGANIZATION

State of Delaware

NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH	5	SOLE VOTING POWER None
	6	SHARED VOTING POWER 542,800
	7	SOLE DISPOSITIVE POWER None
	8	SHARED DISPOSITIVE POWER 542,800

9 AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON
542,800

10 CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (9) EXCLUDES CERTAIN SHARES*

11 PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW 9
7.2%

12 TYPE OF REPORTING PERSON*
I.A.

*SEE INSTRUCTION BEFORE FILLING OUT

Schedule 13G

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ITEM 1 (A) NAME OF ISSUER:

Emisphere Technologies, Inc.

ITEM 1 (B) ADDRESS OF ISSUER'S PRINCIPAL EXECUTIVE OFFICES:

15 Skyline Drive
Hawthorne, NY 10532

ITEM 2 (A) NAME OF PERSON FILING:

INVESCO PLC

ITEM 2 (B) ADDRESS OF PRINCIPAL OFFICE:

11 Devonshire Square
London EC2M 4YR
England

ITEM 2 (C) CITIZENSHIP:

Organized under the laws of England

ITEM 2 (D) TITLE OF CLASS OF SECURITIES:

Common

ITEM 2 (E) CUSIP NUMBER: 291345106

ITEM 3 IF THIS STATEMENT IS FILED PURSUANT TO RULES 13D-1(B) OR 13D-2(B), CHECK WHETHER THE PERSON FILING IS A:

- (a) () Broker or Dealer registered under Section 15 of the Act.
- (b) () Bank as defined in Section 3(a)(6) of the Act.
- (c) () Insurance Company as defined in Section 3(a)(19) of the Act.
- (d) () Investment Company registered under Section 8 of the Investment Company Act.
- (e) () Investment Adviser registered under Section 203 of the Investment Advisers Act of 1940.
- (f) () Employee Benefit Plan, Pension Fund which is subject to provisions of Employee Retirement Income Security Act of 1974 or Endowment Fund; see (S)240.13d-1(b)(1)(ii)(F).
- (g) (X) Parent Holding Company in accordance with (S)240.13d-1(b)(ii)(G). (Note: see Item 7)
- (h) () Group, in accordance with (S)240.13d-1(b)(1)(ii)(H).

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ITEM 4 OWNERSHIP:

*The information in items 1 and 5 through 11 on the cover pages (pp. 2-5) on Schedule 13G is hereby incorporated by reference.

The reporting persons expressly declare that the filing of this statement

on Schedule 13G shall not be construed as an admission that they are, for the purposes of Section 13(d) or 13(g) of the Securities and Exchange Act of 1934, the beneficial owners of any securities covered by this statement.

ITEM 5 OWNERSHIP OF FIVE PERCENT OR LESS OF A CLASS.

Not applicable

ITEM 6 OWNERSHIP OF MORE THAN FIVE PERCENT ON BEHALF OF ANOTHER PERSON.

The reporting persons hold the securities covered by this report on behalf of other persons who have the right to receive or the power to direct the receipt of dividends from, or the proceeds from the sale of such securities. The interest of any such persons does not exceed 5% of the class of securities.

ITEM 7 IDENTIFICATION AND CLASSIFICATION OF THE SUBSIDIARIES WHICH ACQUIRED THE SECURITY BEING REPORTED ON BY THE PARENT HOLDING COMPANY:

X INVESCO North American Group, Ltd. - holding company in
----- accordance with Rule 13d-1(b)(ii)(G).

X INVESCO, Inc. - holding company also in accordance with Rule
----- 13d-1(b)(ii)(G).

X INVESCO North American Holdings, Inc. - holding company also
----- in accordance with Rule 13d-1(b)(ii)(G).

X INVESCO Capital Management, Inc. - investment adviser
----- registered under Section 203 of the Investment Advisers Act of 1940.

X INVESCO Funds Group, Inc. - investment adviser registered
----- under Section 203 of the Investment Advisers Act of 1940.

----- INVESCO Management & Research - investment adviser
----- registered under Section 203 of the Investment Advisers Act of 1940.

X INVESCO MIM Management Limited - investment adviser organized
----- under the laws of England.

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Subsidiaries not indicated with (X) have acquired no shares of security being reported on.

ITEM 8 IDENTIFICATION AND CLASSIFICATION OF MEMBERS OF A GROUP.

Not applicable.

ITEM 9 NOTICE OF DISSOLUTION OF GROUP.

Not applicable.

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SIGNATURE

After reasonable inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and correct.

Date: 2-8-94

/s/ Michael S. Perman

Michael S. Perman, as Company
Secretary for each of INVESCO
PLC and INVESCO North American
Group, Ltd.

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ITEM 10 CERTIFICATION:

By signing below, I certify that, to the best of my knowledge and belief, the securities referred to above were acquired in the ordinary course of business and were not acquired for the purpose of and do not have the effect of changing or influencing the control of the issuer of such securities and were not acquired in connection with or as a participant in any transaction having such purposes or effect.

After reasonable inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and correct.

2-8-94

Date

/s/ Penelope P. Alexander

Penelope P. Alexander, Secretary
INVESCO, Inc.

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ITEM 10 CERTIFICATION:

By signing below, I certify that, to the best of my knowledge and belief, the securities referred to above were acquired in the ordinary course of business and were not acquired for the purpose of and do not have the effect of changing or influencing the control of the issuer of such securities and were not acquired in connection with or as a participant in any transaction having such purposes or effect.

After reasonable inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and correct.

2-8-94

Date

/s/ Dan J. Hesser

Dan J. Hesser, Secretary
INVESCO North American Holdings, Inc.

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ITEM 10 CERTIFICATION:

By signing below, I certify that, to the best of my knowledge and belief, the securities referred to above were acquired in the ordinary course of business and were not acquired for the purpose of and do not have the effect of changing or influencing the control of the issuer of such securities and were not acquired in connection with or as a participant in any transaction having such purposes or effect.

After reasonable inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and correct.

2-8-94

Date

/s/ Glen A. Payne

Glen A. Payne, Secretary
INVESCO Funds Group, Inc.