

**Report of Organizational Actions  
 Affecting Basis of Securities**

▶ See separate instructions.

**Part I Reporting Issuer**

1 Issuer's name <b>Bank of the Ozarks, Inc.</b>		2 Issuer's employer identification number (EIN) <b>71-0556208</b>	
3 Name of contact for additional information <b>Greg L. McKinney</b>	4 Telephone No. of contact <b>(501) 978-2265</b>	5 Email address of contact <b>gmckinney@bankozarks.com</b>	
6 Number and street (or P.O. box if mail is not delivered to street address) of contact <b>17901 Chenal Parkway</b>		7 City, town, or post office, state, and Zip code of contact <b>Little Rock, Arkansas 72223</b>	
8 Date of action <b>August 16, 2011</b>	9 Classification and description <b>Common Stock</b>		
10 CUSIP number <b>063904106</b>	11 Serial number(s)	12 Ticker symbol <b>OZRK</b>	13 Account number(s)

**Part II Organizational Action** Attach additional statements if needed. See back of form for additional questions.

14 Describe the organizational action and, if applicable, the date of the action or the date against which shareholders' ownership is measured for the action ▶ **On July 19, 2011 Bank of the Ozarks, Inc. (the "Company") announced that its Board of Directors declared a two-for-one stock split of the Company's common stock in the form of a 100% stock dividend, payable on or about August 16, 2011 to shareholders of record at the close of business on August 5, 2011.**

15 Describe the quantitative effect of the organizational action on the basis of the security in the hands of a U.S. taxpayer as an adjustment per share or as a percentage of old basis ▶ **The two-for-one stock split will adjust the per share basis to 50% of the old per share basis.**

16 Describe the calculation of the change in basis and the data that supports the calculation, such as the market values of securities and the valuation dates ▶

**Part II Organizational Action** (continued)

17 List the applicable Internal Revenue Code section(s) and subsection(s) upon which the tax treatment is based ▶ **Internal Revenue Code Sections 305 and 307.**

Multiple horizontal lines for listing Internal Revenue Code sections and subsections.

18 Can any resulting loss be recognized? ▶

Multiple horizontal lines for providing information regarding resulting loss recognition.

19 Provide any other information necessary to implement the adjustment, such as the reportable tax year ▶

Multiple horizontal lines for providing other information necessary for the adjustment.

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

**Sign Here**

Signature ▶ /s/ Greg L. McKinney Date ▶ 1/12/2012

Print your name ▶ Greg L. McKinney Title ▶ Chief Financial Officer

<b>Paid Preparer Use Only</b>	Print/Type preparer's name	Preparer's signature	Date	Check <input type="checkbox"/> if self-employed	PTIN
	Firm's name ▶	Firm's EIN ▶			
	Firm's address ▶	Phone no.			