

---

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

As filed with the Securities and Exchange Commission on August 21, 2013.

Registration No. 333-187564

---

**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**

**Neil E. Grayson  
Nelson Mullins Riley & Scarborough LLP  
104 South Main Street, Suite 900  
Greenville, South Carolina 29601  
Tel. (864) 250-2300**

---

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 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. 333-187564 on Form S-4 (the “Registration Statement”) with the Securities and Exchange Commission on March 27, 2013, as amended by Amendment No. 1, filed on April 30, 2013, as further amended by Amendment No. 2, filed on May 9, 2013, as further amended by Amendment No. 3, filed on May 24, 2013, as further amended by Amendment No. 4, filed on June 4, 2013, and as further amended by Amendment No. 5, filed on June 11, 2013, which registered 2,370,370 shares of the Registrant’s common stock in connection with the Registrant’s acquisition of The First National Bank of Shelby. The Registrant issued a total of 1,257,385 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.



---

\* \_\_\_\_\_ Director August 21, 2013  
Henry Mariani

\* \_\_\_\_\_ Director August 21, 2013  
Robert Proost

\* \_\_\_\_\_ Director August 21, 2013  
R.L. Qualls

\* \_\_\_\_\_ Director August 21, 2013  
John Reynolds

\* \_\_\_\_\_ Director August 21, 2013  
Sherece West-Scantlebury

\*By: /s/ Greg L. McKinney August 21, 2013  
Greg L. McKinney  
Attorney-in-Fact for person indicated

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