SEC Form 3 FORM 3

## UNITED STATES SECURITIES AND EXCHANGE

COMMISSION

Washington, D.C. 20549

## **INITIAL STATEMENT OF BENEFICIAL OWNERSHIP OF SECURITIES**

OMB APPROVAL

3235-

hours per response:

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934 or Section 30(h) of the Investment Company Act of 1940

1. Name and Address of Reporting Person <sup>*</sup> Boyle Kevin S. Sr.	Requiring Sta	Date of Event quiring Statement onth/Day/Year) 3. Issuer Name <b>and</b> Ticker or Trading Symbol ZIOPHARM ONCOLOGY INC [ ZIOP ]					
(Last) (First) (Middle) C/O ZIOPHARM ONCOLOGY, INC.			4. Relationship of Reporting Person(s) to Issuer (Check all applicable)			5. If Amendment, Date of Original Filed (Month/Day/Year)	
ONE FIRST AVENUE, PARRIS BLDG 34			X Director X Officer (give title below)	10% Owner Other (specify below)		6. Individual or Joint/Group Filing (Check Applicable Line) X Form filed by One Reporting Person	
(Street) BOSTON MA 02129			Chief Executive	e Officer		Form	led by More than One ng Person
(City) (State) (Zip)							
Table I - Non-Derivative Securities Beneficially Owned							
Та	ble I - Non-	Derivativ	ve Securities Benefic	ially O	wned		
Ta 1. Title of Security (Instr. 4)	ble I - Non-	2	Amount of Securities Beneficially Owned (Instr.	3. Own Form: I (D) or I (I) (Inst	ership Direct ndirect	4. Nature of Ir Ownership (Ir	direct Beneficial str. 5)
1. Title of Security (Instr. 4)	Table II - De	erivative	Amount of Securities Beneficially Owned (Instr.	3. Own Form: I (D) or I (I) (Inst	ership Direct ndirect r. 5)	Ownership (Ir	
1. Title of Security (Instr. 4)	Table II - De	2 Erivative S, warran sable and te	2. Amount of Securities Beneficially Owned (Instr. I) Securities Beneficia	3. Own Form: I (D) or II (I) (Inst Ily Owr ble sec	ership Direct ndirect r. 5)	Ownership (Ir 5. sion Owners sise Form:	ip 6. Nature of Indirect Beneficial Ownership (Instr.

Explanation of Responses:

**Remarks:** 

No securities beneficially owned. Exhibit List - Exhibit 24 - Power of Attorney No securities are beneficially owned.

<u>/s/ Timothy Cunningham</u> ,	0
Attorney-in-Fact	0
** Signature of Reporting	_

of Reporting Person

8/31/2021

Date

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

\* If the form is filed by more than one reporting person, see Instruction 5 (b)(v).

\*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure.

Persons who respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB Number.

OMB Number: 0104 Estimated average burden 0.5 Exhibit 24

LIMITED POWER OF ATTORNEY FOR SECTION 16 REPORTING OBLIGATIONS

Know all by these present, that the undersigned hereby makes, constitutes and appoints Heidi Hagen, Timothy Cunningham, Cyndi Baily, Marc Recht, Joshua Rottner, Courtney T. Thorne, Pengli Li, Amber Groves and Jason Minio as the undersigned's true and lawful attorneys-in-fact, with full power and authority as hereinafter described on behalf of and in the name, place and stead of the undersigned to:

(1) prepare, execute in the undersigned's name and on the undersigned's behalf, and submit to the Securities and Exchange Commission (the "SEC") a Form ID, Uniform Application for Access Codes to File on EDGAR, including amendments thereto, and any other documents necessary or appropriate to obtain codes and passwords enabling the undersigned to make electronic filings with the SEC of reports required by Section 16(a) of the Securities Exchange Act of 1934, as amended (the "Exchange Act"), or any rule or regulation thereunder;

(2) prepare, execute, acknowledge, deliver and file Forms 3, 4, and 5 (including any amendments thereto) with respect to the securities of ZIOPHARM Oncology, Inc., a Delaware corporation (the "Company"), with the SEC, any national securities exchanges and the Company, as considered necessary or advisable under Section 16(a) of the Exchange Act and the rules and regulations promulgated thereunder, as amended from time to time;

(3) seek or obtain, as the undersigned's representative and on the undersigned's behalf, information on transactions in the Company's securities from any third party, including brokers, employee benefit plan administrators and trustees, and the undersigned hereby authorizes any such person to release any such information to the undersigned and approves and ratifies any such release of information; and

(4) perform any and all other acts which in the discretion of such attorney-in-fact are necessary or desirable for and on behalf of the undersigned in connection with the foregoing.

The undersigned acknowledges that:

(1) this Power of Attorney authorizes, but does not require, such attorney-in-fact to act in their discretion on information provided to such attorney-in-fact without independent verification of such information;

(2) any documents prepared and/or executed by such attorney-in-fact on behalf of the undersigned pursuant to this Power of Attorney will be in such form and will contain such information and disclosure as such attorney-in-fact, in his or her discretion, deems necessary or desirable;

(3) neither the Company nor such attorney-in-fact assumes (i) any liability for the undersigned's responsibility to comply with the requirement of the Exchange Act, (ii) any liability of the undersigned for any failure to comply with such requirements, or (iii) any obligation or liability of the undersigned for profit disgorgement under Section 16(b) of the Exchange Act; and

(4) this Power of Attorney does not relieve the undersigned from responsibility for compliance with the undersigned's obligations under the Exchange Act, including without limitation the reporting requirements under Section 16 of the Exchange Act.

The undersigned hereby gives and grants the foregoing attorney-in-fact full power and authority to do and perform all and every act and thing whatsoever requisite, necessary or appropriate to be done in and about the foregoing matters as fully to all intents and purposes as the undersigned might or could do if present, hereby ratifying all that such attorney-in-fact of, for and on behalf of the undersigned, shall lawfully do or cause to be done by virtue of this Limited Power of Attorney.

This Power of Attorney shall remain in full force and effect until revoked by the undersigned in a signed writing delivered to such attorney-in-fact.

IN WITNESS WHEREOF, the undersigned has caused this Power of Attorney to be executed as of this 24th day of August 2021.

/s/ Kevin S. Boyle, Sr. Kevin S. Boyle, Sr.