BioScrip, Inc. Form 4 September 19, 2011

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

OMB Number:

Check this box if no longer subject to Section 16. Form 4 or Form 5

obligations

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF **SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

may continue. See Instruction

1(b).

(Last)

(Print or Type Responses)

HUBERS DAVID R

(First)

100 CLEARBROOK ROAD

1. Name and Address of Reporting Person * 2. Issuer Name and Ticker or Trading

Symbol

BioScrip, Inc. [BIOS]

3. Date of Earliest Transaction

(Month/Day/Year) 04/26/2011

(Street) 4. If Amendment, Date Original

(Middle)

Filed(Month/Day/Year)

5. Relationship of Reporting Person(s) to

OMB APPROVAL

Expires:

response...

Estimated average

burden hours per

3235-0287

January 31,

2005

0.5

Issuer

(Check all applicable)

_X__ Director 10% Owner Officer (give title Other (specify

below)

6. Individual or Joint/Group Filing(Check

Applicable Line)

X Form filed by One Reporting Person Form filed by More than One Reporting

Person

ELMSFORD, NY 10523

| (City) | (State) | (Zip) Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned | | | | | | | | |
|--|--------------------------------------|--|---|---|--|--|--|------------------|---|---|
| 1.Title of Security (Instr. 3) | 2. Transaction Date (Month/Day/Year) | 2A. Deemed Execution Date, if any (Month/Day/Year) | 3. 4. Securities Acquired Transaction(A) or Disposed of (D) Code (Instr. 3, 4 and 5) (Instr. 8) (A) or | | 5. Amount of Securities Beneficially Owned Following Reported Transaction(s) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Indirect Beneficial Ownership (Instr. 4) | | | |
| | | | Code | V | Amount | (D) | Price | (Instr. 3 and 4) | | |
| Common Stock, \$.0001 Par Value | 04/17/2009 | | G | V | 16,000 | D | \$0 | 0 | I | By The David R. Hubers Grantor Retained Annuity Trust |
| Common Stock, \$.0001 Par Value | 04/17/2009 | | G | V | 16,000 | A | \$ 0 | 26,962 | I | By The David R. Hubers Revocable Trust |
| Common Stock, \$.0001 | 04/26/2011 | 04/26/2011 | A | | 10,000 (1) | A | \$0 | 28,960 | D | |

Edgar Filing: BioScrip, Inc. - Form 4

| Par Value | | | | | | | |
|--|------------|---|----------|------------|--------|---|---|
| Common Stock, \$.0001 Par Value | 09/14/2011 | M | 11,200 A | \$ 4.23 | 40,160 | D | |
| Common Stock, \$.0001 Par Value | | | | | 36,978 | I | By The Hubers Grandchildren's Trust U/A/D 12/10/1997 (3) |
| Common Stock, \$.0001 Par Value | | | | | 26,600 | I | David R. Hubers 2010 GRAT No. 1 U/A/D 07/29/2010 (3) |

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

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 control number.

SEC 1474 (9-02)

Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

| 1. Title of Derivative Security (Instr. 3) | 2. Conversion or Exercise Price of Derivative Security | 3. Transaction Date (Month/Day/Year) | 3A. Deemed Execution Date, if any (Month/Day/Year) | 4. Transactio Code (Instr. 8) | Secu Acqu or Di (D) | rities nired (A) isposed of r. 3, 4, | 6. Date Exercisable and Expiration Date (Month/Day/Year) | | 7. Title and Amount of Underlying Securities (Instr. 3 and 4) | |
|---|---|---|---|--|------------------------------|--------------------------------------|--|--------------------|---|----------------------------------|
| | | | | Code V | (A) | (D) | Date Exercisable | Expiration Date | Title | Amour or Number of Shar |
| Director Stock Option | \$ 4.23 | 09/14/2011 | | M | | 11,200 | (2) | 11/27/2011 | Common Stock, \$.0001 Par Value | 11,20 |
| Director Stock Option | \$ 7.25 | | | | | | <u>(2)</u> | 12/14/2010 | Common Stock, \$.0001 Par Value | 33,60 |
| Director Stock Option | \$ 4.43 | | | | | | (2) | 11/20/2012 | Common Stock, \$.0001 Par Value | 11,20 |

Edgar Filing: BioScrip, Inc. - Form 4

| Director Stock Option | \$ 7.96 | (2) | 11/19/2013 | Common Stock, \$.0001 Par Value | 11,20 |
|---------------------------------|---------|---------------|------------|--|-------|
| Director Stock Option | \$ 6.61 | (2) | 03/12/2015 | Common Stock, \$.0001 Par Value | 20,00 |
| Option To Purchase Common Stock | \$ 5.33 | 05/23/2007(2) | 05/23/2016 | Common Stock, \$.0001 Par Value | 5,000 |

Reporting Owners

| Reporting Owner Name / Address | Relationships | | | | | | |
|---|---------------|-----------|---------|-------|--|--|--|
| Treporting of mary runner, ranke too | Director | 10% Owner | Officer | Other | | | |
| HUBERS DAVID R 100 CLEARBROOK ROAD ELMSFORD, NY 10523 | X | | | | | | |

Signatures

/s/ Barry Posner, attorney-in-fact for Mr.
Hubers
09/16/2011

**Signature of Reporting Person Date

Explanation of Responses:

- * If the form is filed by more than one reporting person, see Instruction 4(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).
- (1) Vest and become non-forfeitable on the one year anniversary of the grant date.
- (2) Fully Vested
- (3) Mr. Hubers' spouse is the trustee of the trust

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.

Reporting Owners 3