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MARLIN BUSINESS SERVICES CORP Form 4 November 26, 2008

OMB APPROVAL FORM 4 UNITED STATES SECURITIES AND EXCHANGE COMMISSION OMB 3235-0287 Washington, D.C. 20549 Number: Check this box January 31, Expires: if no longer 2005 STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF subject to Estimated average **SECURITIES** Section 16. burden hours per Form 4 or response... 0.5 Form 5 Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, obligations Section 17(a) of the Public Utility Holding Company Act of 1935 or Section may continue. 30(h) of the Investment Company Act of 1940 See Instruction 1(b). (Print or Type Responses) 1. Name and Address of Reporting Person * 5. Relationship of Reporting Person(s) to 2. Issuer Name and Ticker or Trading MCGINTY KEVIN J Issuer Symbol MARLIN BUSINESS SERVICES (Check all applicable) CORP [MRLN] (Last) (First) (Middle) 3. Date of Earliest Transaction X_ Director 10% Owner Officer (give title Other (specify (Month/Day/Year) below) below) C/O MARLIN BUSINESS 11/25/2008 SERVICES CORP., 300 FELLOWSHIP ROAD (Street) 4. If Amendment, Date Original 6. Individual or Joint/Group Filing(Check Filed(Month/Day/Year) Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting MOUNT LAUREL, NJ 08054 Person (City) (State) (Zip) Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned 1.Title of 2. Transaction Date 2A. Deemed 3. 4. Securities Acquired 5. Amount of 7. Nature of 6. Transaction(A) or Disposed of (D) Indirect Security (Month/Day/Year) Execution Date, if Securities Ownership (Instr. 3) Code (Instr. 3, 4 and 5) Beneficially Form: Beneficial anv (Month/Day/Year) (Instr. 8) Owned Direct (D) Ownership Following or Indirect (Instr. 4) Reported (\mathbf{I}) (A) Transaction(s) (Instr. 4) or (Instr. 3 and 4) Code V Amount (D) Price Common 11/25/2008 Ρ \$ 2.016 21.053 (1) D 2,000A Stock Common 11/25/2008 Ρ 2.000 \$ 2.09 23.053 (1) Α D Stock Common Ρ 2,000 25,053 (1) 11/25/2008 Α D 2.0468 Stock Common 11/25/2008 Ρ 455 Α \$ 2.09 25,508 (1)D Stock

1,000

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Common
Stock

By Achill Investments Limited, A Partnership

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

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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)	ution Date, if TransactionNumber Expiration Date Underlyin Code of (Month/Day/Year) (Instr. 3 a		7. Title and A Underlying S (Instr. 3 and			
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Option to Purchase Common Stock	\$ 7.66					06/02/2009 <u>(2)</u>	06/02/2015	Common Stock	3,704
Option to Purchase Common Stock	\$ 20.35					05/25/2008 <u>(2)</u>	05/25/2014	Common Stock	1,284
Option to Purchase Common Stock	\$ 3.39					01/17/2006(3)	01/17/2012	Common Stock	7,000
Option to Purchase Common Stock	\$ 4.23					04/03/2004(3)	04/03/2010	Common Stock	21,391
Option to Purchase Common Stock	\$ 3.39					01/13/2007 <u>(3)</u>	01/13/2013	Common Stock	2,800

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Option to Purchase Common Stock	\$ 14	11/11/2007 <u>(3)</u>	11/10/2013	Common Stock	5,000
Option to Purchase Common Stock	\$ 16.01	05/26/2005 <u>(4)</u>	05/25/2014	Common Stock	1,500
Option to Purchase Common Stock	\$ 21.5	05/25/2007 <u>(2)</u>	05/25/2013	Common Stock	1,208
Option to Purchase Common Stock	\$ 19.78	05/26/2006 <u>(2)</u>	05/25/2012	Common Stock	1,161

Reporting Owners

Reporting Owner Name / Address		Relationships				
	Director	10% Owner	Officer	Other		
MCGINTY KEVIN J C/O MARLIN BUSINESS SERVICES CORP. 300 FELLOWSHIP ROAD MOUNT LAUREL, NJ 08054	Х					
Signatures						
/s/ George D. Pelose Attorney 11/2	26/2008					

**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) Includes a total of 7,473 shares of restricted stock where, as of the date of this filing, the restrictions have not yet lapsed.
- (2) Grant of options made pursuant to the Company's Director compensation plan. Date listed is the date of full vesting (which is one year from the date of grant). The options cliff vest on the first anniversary of the grant date.
- (3) Date listed is the date of full vesting. Vests 25% per year beginning on the first anniversary of the date of grant.
- (4) Grant of options made pursuant to the Company's Director compensation plan. Date listed is the date of full vesting (which is one year from the date of grant). The options vest in equal quarterly installments over the one year vesting period.

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.