

JACK IN THE BOX INC /NEW/  
 Form 4  
 May 25, 2005

**FORM 4**

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

OMB APPROVAL

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Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

**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

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
 NUGENT ROBERT J

2. Issuer Name and Ticker or Trading Symbol  
 JACK IN THE BOX INC /NEW/ [JBX]

5. Relationship of Reporting Person(s) to Issuer  
 (Check all applicable)

(Last) (First) (Middle)  
 9330 BALBOA AVENUE  
 (Street)

3. Date of Earliest Transaction (Month/Day/Year)  
 05/24/2005

\_\_\_\_ Director \_\_\_\_\_ 10% Owner  
 Officer (give title below) \_\_\_\_\_ Other (specify below)  
 CHMN, CEO

SAN DIEGO, CA 92123  
 (City) (State) (Zip)

4. If Amendment, Date Original Filed(Month/Day/Year)

6. Individual or Joint/Group Filing(Check Applicable Line)  
 Form filed by One Reporting Person  
 Form filed by More than One Reporting Person

**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. Transaction Code (Instr. 8) | 4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5) | 5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|-----------------------------------|
|                                 |                                      |  |                                | (A) or (D)  | Code V Amount (D) Price   |  |                                   |

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 | 2. Conversion or Exercise | 3. Transaction Date (Month/Day/Year) | 3A. Deemed Execution Date, if any | 4. Transaction Code | 5. Number of Derivative Securities | 6. Date Exercisable and Expiration Date (Month/Day/Year) | 7. Title and Amount of Underlying Security (Instr. 3 and 4) |
|---------------------------------|---------------------------|--------------------------------------|-----------------------------------|---------------------|------------------------------------|--|---|
|---------------------------------|---------------------------|--------------------------------------|-----------------------------------|---------------------|------------------------------------|--|---|

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| (Instr. 3)                                | Price of Derivative Security | (Month/Day/Year) | (Instr. 8) | Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) |        |     |                           |                 |              |  |
|---|------------------------------|------------------|------------|--|--------|-----|---------------------------|-----------------|--------------|--|
|   |                              |                  | Code       | V  | (A)    | (D) | Date Exercisable          | Expiration Date | Title        |  |
| NON QUALIFIED STOCK OPTION (right to buy) | \$ 7.125                     | 05/24/2005       | M          |  | 2,300  |     | 07/16/1997 <sup>(1)</sup> | 08/16/2006      | COMMON STOCK |  |
| NON QUALIFIED STOCK OPTION (right to buy) | \$ 7.125                     | 05/24/2005       | M          |  | 10,200 |     | 07/16/1997 <sup>(1)</sup> | 08/16/2006      | COMMON STOCK |  |
| NON QUALIFIED STOCK OPTION (right to buy) | \$ 7.125                     | 05/24/2005       | M          |  | 12,500 |     | 07/16/1997 <sup>(1)</sup> | 08/16/2006      | COMMON STOCK |  |
| NON QUALIFIED STOCK OPTION (right to buy) | \$ 12.125                    | 05/24/2005       | M          |  | 8,200  |     | 05/09/1998 <sup>(1)</sup> | 06/09/2007      | COMMON STOCK |  |
| NON QUALIFIED STOCK OPTION (right to buy) | \$ 12.125                    | 05/24/2005       | M          |  | 3,300  |     | 05/09/1998 <sup>(1)</sup> | 06/09/2007      | COMMON STOCK |  |
| NON QUALIFIED STOCK OPTION (right to buy) | \$ 12.125                    | 05/24/2005       | M          |  | 24,800 |     | 05/09/1998 <sup>(1)</sup> | 06/09/2007      | COMMON STOCK |  |
| NON QUALIFIED STOCK OPTION (right to buy) | \$ 12.125                    | 05/24/2005       | M          |  | 500    |     | 05/09/1998 <sup>(1)</sup> | 06/09/2007      | COMMON STOCK |  |
| NON QUALIFIED STOCK OPTION                | \$ 12.125                    | 05/24/2005       | M          |  | 2,600  |     | 05/09/1998 <sup>(1)</sup> | 06/09/2007      | COMMON STOCK |  |

(right to buy)

NON  
 QUALIFIED  
 STOCK \$ 12.125 05/24/2005  
 OPTION  
 (right to buy)

M 10,600 05/09/1998<sup>(1)</sup> 06/09/2007 COMMON STOCK

## Reporting Owners

| Reporting Owner Name / Address                               | Relationships |           |           |       |
|--|---------------|-----------|-----------|-------|
|  | Director      | 10% Owner | Officer   | Other |
| NUGENT ROBERT J<br>9330 BALBOA AVENUE<br>SAN DIEGO, CA 92123 |               |           | CHMN, CEO |       |

## Signatures

ROBERT J  
 NUGENT 05/24/2005

\*\*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) The stock option becomes exercisable in two equal annual installments commencing one year after the date of grant.

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.