

Edgar Filing: NEWMONT MINING CORP /DE/ - Form 3

NEWMONT MINING CORP /DE/

Form 3

March 25, 2002

UNITED STATES SECURITIES AND EXCHANGE COMMISSION
 WASHINGTON, D.C. 20549
 FORM 3

INITIAL STATEMENT OF BENEFICIAL OWNERSHIP OF SECURITIES

1. Name and Address of Reporting Person
 SCHULICH, SEYMOUR E.
 SUITE 1900
 20 EGLINTON AVENUE WEST
 TORONTO, ONTARIO M4R 1K8
 CANADA
2. Date of Event Requiring Statement (Month/Day/Year)
 3/13/02
3. IRS or Social Security Number of Reporting Person (Voluntary)
4. Issuer Name and Ticker or Trading Symbol
 NEWMONT MINING CORPORATION
 NEM
5. Relationship of Reporting Person(s) to Issuer (Check all applicable)
 (X) Director () 10% Owner () Officer (give title below) () Other
 (specify below)
6. If Amendment, Date of Original (Month/Day/Year)
7. Individual or Joint/Group Filing (Check Applicable Line)
 (X) Form filed by One Reporting Person
 () Form filed by More than One Reporting Person

Table I -- Non-Derivative Securities Beneficially Owned

| 1. Title of Security | 2. Amount of Securities Beneficially Owned | 3. Ownership Form: Direct (D) or Indirect (I) | 4. Nature of Beneficial |
|----------------------|--|---|-------------------------|
|----------------------|--|---|-------------------------|

Table II -- Derivative Securities Beneficially Owned

| 1. Title of Derivative Security | 2. Date Exercisable and Expiration Date (Month/Day/Year) | 3. Title and Amount of Underlying Securities | 4. Conversion or Exercise price of derivative Security | 5. Ownership Form of Derivative Security |
|---------------------------------|--|--|--|--|
| Exchangeable Shares (1) | 2/16/02 (1) | Common Stock | 7,686,158 \$0.00 | I |
| Exchangeable Shares (1) | 2/16/02 (1) | Common Stock | 474,235 \$0.00 | I |

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Explanation of Responses:

(1) The Exchangeable Shares are shares of stock of 4011686 Canada Inc., a corporation existing under the laws of Canada and a wholly-owned subsidiary of the Registrant, that are convertible into common stock of the Issuer on a one-for-one basis at the option of the holder at any time after February 16, 2002, pursuant to the terms set forth in the Provisions Attaching to the Exchangeable shares (the "Provisions") set forth as Appendix 1 to Schedule B of that certain Arrangement Agreement, dated November 14, 2001, between Franco-Nevada Mining Corporation Limited and Newmont Gold Company (formerly known as Newmont Mining Corporation). Pursuant to that certain Voting and Exchange Trust Agreement among the Issuer, 4011686 Canada Inc. and Computershare Trust Company of Canada (the "Trustee"), holders of the Exchangeable Shares are entitled to direct the Trustee to cast the votes attaching to the share of the Special Voting Stock of the Issuer held by the Trustee, on all matters submitted to the stockholders of the Issuer. The Exchangeable Shares remain exchangeable at the option of the holder until redeemed by the Issuer pursuant to, and subject to the conditions of, the Provisions.

(2) Seymour Schulich has executed a power of attorney, a copy of which has been previously filed, authorizing Britt D. Banks to execute this Form 3 on his behalf.

SIGNATURE OF REPORTING PERSON

Seymour Schulich, by Britt D. Banks, Attorney-in-Fact (2)

DATE

March 25, 2002