Edgar Filing: ACKERMAN PHILIP C - Form 4

| Form 4 | AN PHILIP C | | | | | | | | | | | |
|--|---|--|-----------------------------|--|-------|---------------|--|--|---|--|--|--|
| December (| 04, 2008 | | | | | | | | | | | |
| FORM | 14 UNITED | STATES SECU | RITIES | AND EX | СНА | NGE CO | MMISSION | | PROVAL | | | |
| | | | ashington | | | | | OMB Number: | 3235-0287 | | | |
| Check ti if no lor subject Section Form 4 Form 5 obligation may cor | rsuant to Section | F CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES Section 16(a) of the Securities Exchange Act of 1934, Public Utility Holding Company Act of 1935 or Section | | | | | | January 31, 2005 verage 's per 0.5 | | | | |
| See Inst 1(b). | ruction | 30(h) of the l | Investmen | t Compai | ny Ac | et of 1940 | | | | | | |
| (I fint of Type | Kesponses) | | | | | | | | | | | |
| 1. Name and Address of Reporting Person <u>*</u> ACKERMAN PHILIP C | | Symbol | 8 | | | | | 5. Relationship of Reporting Person(s) to Issuer | | | | |
| (Last) | (First) (| | of Earliest T | | CO | | (Check | all applicable |) | | | |
| 6363 MAII | | , | /Day/Year) | Tansaction | | | _X Director Officer (give ti elow) | | Owner r (specify | | | |
| WILLIAM | (Street) SVILLE, NY 142 | Filed(M | nendment, D onth/Day/Yea | - | ıl | A _2 | Individual or Joi pplicable Line) (_ Form filed by Or _ Form filed by Mo | ne Reporting Per | rson | | | |
| (City) | (State) | (7: | | D • 4 | G | | erson | D (11) | | | | |
| 1.Title of Security (Instr. 3) | 2. Transaction Date (Month/Day/Year) | - 1a | 3. | Derivative Securities Acqu 4. Securities Acquired (A) onor Disposed of (D) (Instr. 3, 4 and 5) (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) | | | |
| Common | | | Code V | Amount | (D) | Price | (Instr. 3 and 4) | | | | | |
| Common Stock | 12/03/2008 | | М | 45,095 | А | \$ 23.0312 | 549,958 | D | | | | |
| Common Stock | 12/03/2008 | | F | 4,507 | D | \$ 29.865 | 545,451 | D | | | | |
| Common Stock | 12/03/2008 | | F | 34,776 | D | \$ 29.865 | 510,675 | D | | | | |
| Common Stock | 12/04/2008 | | М | 45,095 | A | \$ 23.0312 | 555,770 | D | | | | |
| Common Stock | 12/04/2008 | | F | 4,021 | D | \$ 28.92 | 551,749 | D | | | | |
| | 12/04/2008 | | F | 35,912 | D | \$ 28.92 | 515,837 | D | | | | |

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| Common Stock | | | | | | | | |
|-----------------|------------|---|-------------|---|------|--------|---|------------------------------|
| Common Stock | | | | | | 76,250 | Ι | By Trust |
| Common Stock | 12/03/2008 | J | V 320 (1) A | A | \$ 0 | 17,772 | I | 401k Trust |
| Common Stock | 12/03/2008 | J | V 177 (2) A | ł | \$ 0 | 22,055 | I | ESOP Trust |
| Common Stock | | | | | | 1,000 | Ι | Wife, trust for mother |

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.

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. Transactic Code (Instr. 8) | 5. Number of orDerivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) | 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 | Amount or Number of Shares |
| Employee Stock Option (Right to Buy) | \$ 23.0312 | 12/03/2008 | | М | 45,095 | 12/10/1999 | 12/11/2008 | Common Stock | 45,095 |
| Employee Stock Option (Right to Buy) | \$ 23.0312 | 12/04/2008 | | М | 45,095 | 12/10/1999 | 12/11/2008 | Common Stock | 45,095 |

Reporting Owners

Reporting Owner Name / Address

Relationships

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Director 10% Owner Officer Other

ACKERMAN PHILIP C 6363 MAIN STREET X WILLIAMSVILLE, NY 14221

Signatures

James R. Peterson, Attorney in Fact

12/04/2008 Date

**Signature of Reporting Person

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) Routine acquisition under the NFG 401(k) Plan Trust, exempt under Rule 16b-3(c), a non-reportable transaction.

(2) Routine acquisition under the NFG ESOP Trust, exempt under Rule 16b-3(c), a non-reportable transaction.

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.