

Hinze Brant  
 Form 4  
 December 03, 2009

**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 \*  
**Hinze Brant**

2. Issuer Name and Ticker or Trading Symbol  
**NEWMONT MINING CORP /DE/ [NEM]**

5. Relationship of Reporting Person(s) to Issuer  
 (Check all applicable)  
 \_\_\_ Director \_\_\_ 10% Owner  
 Officer (give title below) \_\_\_ Other (specify below)  
 Vice President

(Last) (First) (Middle)  
**6363 SOUTH FIDDLERS GREEN CIRCLE**  
 (Street)

3. Date of Earliest Transaction (Month/Day/Year)  
**12/01/2009**

**GREENWOOD VILLAGE, CO 80111**  
 (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)	Price		
Common Stock \$1.60 par value	12/01/2009		M	3,750 A	\$ 49.725	20,157	D
Common Stock \$1.60 par value	12/01/2009		S	3,750 D	\$ 56.0139	16,407	D
Common Stock	12/01/2009		M	3,750 A	\$ 45.74	20,157	D

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\$1.60 par value							
Common Stock \$1.60 par value	12/01/2009	S	3,750	D	\$ 56	16,407	D
Common Stock \$1.60 par value	12/01/2009	M	3,750	A	\$ 45.16	20,157	D
Common Stock \$1.60 par value	12/01/2009	S	3,750	D	\$ 56.0045	16,407	D

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.**

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(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. Transaction Code (Instr. 8)	5. Number of Derivative 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)	8. Amount or Number of Shares
				Code V	(A) (D)	Date Exercisable Expiration Date	Title	Amount or Number of Shares
Employee Stock Option (right to buy)	\$ 49.725	12/01/2009		M	3,750	<u>(1)</u> 12/02/2013	Common Stock	3,750
Employee Stock Option (right to buy)	\$ 45.74	12/01/2009		M	3,750	<u>(2)</u> 12/07/2014	Common Stock	3,750
	\$ 45.16	12/01/2009		M	3,750	<u>(3)</u> 10/26/2015		3,750

Employee  
 Stock  
 Option  
 (right to  
 buy)

Common  
 Stock

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Hinze Brant 6363 SOUTH FIDDLERS GREEN CIRCLE GREENWOOD VILLAGE, CO 80111			Vice President	

## Signatures

Ardis Young, Assistant Secretary, as attorney-in-fact	12/03/2009
<small>**Signature of Reporting Person</small>	<small>Date</small>

## 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) Options became exercisable in three annual installments beginning December 2, 2004, December 2, 2005, December 2, 2006.
- (2) Options became exercisable in three annual installments beginning December 7, 2005, December 7, 2006, December 7, 2007.
- (3) Options became exercisable in three annual installments beginning October 26, 2006, October 26, 2007, October 26, 2008.

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.