**BOSCIA JON A** Form 4 January 04, 2006

### FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

OMB Number:

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Expires:

January 31, 2005

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**OMB APPROVAL** 

response...

if no longer subject to Section 16. Form 4 or Form 5 obligations may continue.

See Instruction

Check this box

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(b).

1. Name and Address of Reporting Person \* 5. Relationship of Reporting Person(s) to 2. Issuer Name and Ticker or Trading **BOSCIA JON A** Issuer Symbol HERSHEY CO [HSY] (Check all applicable) (First) (Middle) (Last) 3. Date of Earliest Transaction (Month/Day/Year) X\_ Director 10% Owner Other (specify Officer (give title 100 CRYSTAL A DRIVE 01/01/2006 below) (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 HERSHEY, PA 17033 Person (City) (State) (Zip) Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

|                 |                     |                    |                                   |                         |              |            |              | , <u>.</u>           | ,            | •            |
|-----------------|---------------------|--------------------|-----------------------------------|-------------------------|--------------|------------|--------------|----------------------|--------------|--------------|
| 1.Title of      | 2. Transaction Date | 2A. Deemed         | 3.                                |                         | 4. Securitie | s Acqı     | uired        | 5. Amount of         | 6. Ownership | 7. Nature of |
| Security        | (Month/Day/Year)    | Execution Date, if | Transaction(A) or Disposed of (D) |                         |              | Securities | Form: Direct | Indirect             |              |              |
| (Instr. 3)      |                     | any                | Code                              | ode (Instr. 3, 4 and 5) |              |            |              | Beneficially         | (D) or       | Beneficial   |
|                 |                     | (Month/Day/Year)   | (Instr. 8                         | 8)                      |              |            | Owned        | Indirect (I)         | Ownership    |              |
|                 |                     |                    |                                   |                         |              |            |              | Following            | (Instr. 4)   | (Instr. 4)   |
|                 |                     |                    |                                   |                         |              | (4)        |              | Reported             |              |              |
|                 |                     |                    |                                   |                         |              | (A)        |              | Transaction(s)       |              |              |
|                 |                     |                    | Code                              | V                       | Amount       | or<br>(D)  | Price        | (Instr. 3 and 4)     |              |              |
| Common<br>Stock | 01/01/2006          |                    | A                                 |                         | 449.802      | A          | \$0          | 8,444.895 <u>(1)</u> | D            |              |

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

Persons who respond to the collection of SEC 1474 information contained in this form are not (9-02)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)

#### Edgar Filing: BOSCIA JON A - Form 4

|   | . Title of                          | 2.  | 3. Transaction Date (Month/Day/Year) |                      | 4.                              | 5.   | 6. Date Exerc       |                    | 7. Title and   | 8. Price of                          | 9. Nu<br>Deriv  |
|---|-------------------------------------|---|--------------------------------------|----------------------|---------------------------------|--|---------------------|--------------------|--|--------------------------------------|---|
| 5 | Derivative<br>Security<br>Instr. 3) | Conversion<br>or Exercise<br>Price of<br>Derivative<br>Security | (Month/Day/Year)                     | any (Month/Day/Year) | Transacti<br>Code<br>(Instr. 8) | orNumber<br>of<br>Derivativ<br>Securities<br>Acquired<br>(A) or<br>Disposed<br>of (D)<br>(Instr. 3,<br>4, and 5) | s<br>I              |                    | Amount of<br>Underlying<br>Securities<br>(Instr. 3 and 4 | Derivative<br>Security<br>(Instr. 5) | Deriv<br>Secur<br>Bene<br>Own<br>Follo<br>Repo<br>Trans<br>(Instr |
|   |                                     |   |                                      |                      | Code V                          |  | Date<br>Exercisable | Expiration<br>Date | Title Amour<br>or<br>Number<br>of                        | er                                   |   |

## **Reporting Owners**

| Reporting Owner Name / Address        | Relationships |           |         |       |  |  |  |
|---------------------------------------|---------------|-----------|---------|-------|--|--|--|
| · · · · · · · · · · · · · · · · · · · | Director      | 10% Owner | Officer | Other |  |  |  |
| BOSCIA JON A                          |               |           |         |       |  |  |  |
| 100 CRYSTAL A DRIVE                   | X             |           |         |       |  |  |  |
| HERSHEY, PA 17033                     |               |           |         |       |  |  |  |

# **Signatures**

By: Bonnie S. Martin, Attorney-in-Fact For: Jon A. Boscia

01/03/2006

\*\*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 total amount of securities beneficially owned includes 25.6260 shares acquired on December 15, 2005, pursuant to the Company's Dividend Reinvestment Plan.

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.

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