### Edgar Filing: ACKERMAN PHILIP C - Form 4

Form 4	AN PHILIP C									
December 1									PROVAL	
FORM	A 4 UNITED	STATES SECU				NGE CO	MMISSION	OMB	3235-0287	
Check the	his box	Wa	ashington	n, D.C. 20	)549			Number: Expires:	January 31,	
if no lor subject Section Form 4 Form 5 obligatio	16. or Filed put	STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934,							2005 verage rs per 0.5	
may cor See Inst 1(b).	ntinue. Section 17(	a) of the Public U 30(h) of the I					935 or Section	I		
(Print or Type	Responses)									
1. Name and ACKERM	Symbol					5. Relationship of Reporting Person(s) to Issuer				
(Last)		3. Date of Earliest Transaction					(Check all applicable)			
6363 MAI	N STREET	(Month/ 12/10/	Day/Year) 2008			_	_X Director Officer (give t elow)		Owner er (specify	
WILLIAM	(Street) SVILLE, NY 142	Filed(M	endment, D onth/Day/Ye	-	ıl	A	. Individual or Joi pplicable Line) X_ Form filed by Ou Form filed by Mo erson	ne Reporting Pe	rson	
(City)	(State)	(Zip) Tal	ole I - Non-	Derivative	Secu	rities Acqui	red, Disposed of,	or Beneficial	ly Owned	
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	Date, if Transactionor Disposed of (D) Code (Instr. 3, 4 and 5) ay/Year) (Instr. 8) (A)			(D)	5. Amount of Securities Beneficially Owned Following Reported Transaction(s)	7. Nature of Indirect Beneficial Ownership (Instr. 4)		
			Code V	Amount	or (D)	Price	(Instr. 3 and 4)			
Common Stock	12/10/2008		М	45,094	А	\$ 23.0312	577,311 <u>(1)</u>	D		
Common Stock	12/10/2008		F	4,902	D	\$ 30.635	572,409	D		
Common Stock	12/10/2008		F	33,901	D	\$ 30.635	538,508	D		
Common Stock	12/11/2008		М	45,094	А	\$ 23.0312	583,602	D		
Common Stock	12/11/2008		F	4,941	D	\$ 30.715	578,661	D		
	12/11/2008		F	33,813	D	\$ 30.715	544,848	D		

Common Stock			
Common Stock	76,250	Ι	By Trust
Common Stock	17,772	Ι	401k Trust
Common Stock	22,055	Ι	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. 5. Number of TransactiorDerivative Code Securities (Instr. 8) 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	12/10/2008		М	45,094	12/10/1999	12/11/2008	Common Stock	45,094
Employee Stock Option (Right to Buy)	\$ 23.0312	12/11/2008		М	45,094	12/10/1999	12/11/2008	Common Stock	45,094

# **Reporting Owners**

**Reporting Owner Name / Address** 

Relationships

#### Edgar Filing: ACKERMAN PHILIP C - Form 4

Director 10% Owner Officer Other

ACKERMAN PHILIP C 6363 MAIN STREET WILLIAMSVILLE, NY 14221

## Signatures

James R. Peterson, Attorney 12/12/2008 in Fact

\*\*Signature of Reporting Person

Date

### **Explanation of Responses:**

\* If the form is filed by more than one reporting person, *see* Instruction 4(b)(v).

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- \*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- Due to a math error, the Reporting Person's Directly owned shares were overstated by 100 in column 5 of Table I of Form 4s filed 12/4/08 (1)and 12/9/08. Balance corrected in column 5 of Table I of this form.

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.