

HAMSON MICHAEL S
Form 4
January 14, 2010

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 *
HAMSON MICHAEL S

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

5. Relationship of Reporting Person(s) to Issuer
(Check all applicable)

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

3. Date of Earliest Transaction (Month/Day/Year)
01/12/2010

Director 10% Owner
 Officer (give title below) Other (specify below)

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 Beneficial Ownership (Instr. 4) |
|---|--------------------------------------|--|--------------------------------|---|---|--|--|
| | | | Code | V | Amount (A) or (D) Price | | |
| Common Stock, \$1.60 par value ⁽¹⁾ | 01/12/2010 ⁽²⁾ | | J ⁽²⁾ | | 0 ⁽²⁾ | D | ⁽²⁾ 12,480 ⁽³⁾ 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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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. Price of Derivative Security (Instr. 5) | 9. Number of Derivative Securities Owned Beneficially (Instr. 5) |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--|--|
| | | | | Code | V (A) (D) | Date Exercisable | Expiration Date | Title | Amount or Number of Shares |

Reporting Owners

Reporting Owner Name / Address

Relationships

Director 10% Owner Officer Other

HAMSON MICHAEL S
6363 SOUTH FIDDLERS GREEN CIRCLE X
GREENWOOD VILLAGE, CO 80111

Signatures

Ardis Young, Assistant Secretary, as attorney-in-fact

01/14/2010

__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) This Form 4 is being filed solely for the purpose of reporting the sale of Australian CHESSE Depository Interests (CDIs) trading on the Australian Stock Exchange (ASX) beneficially owned by the Reporting Person's spouse. CDIs trading on the ASX evidence beneficial ownership of the Issuer's common stock, \$1.60 par value, on a ten-for-one basis. Effective February 10, 2010, the CDIs will be delisted from the ASX. In addition, due to an administrative error, the number of Australia CDIs beneficially owned is corrected on this Form 4.

(2) On January 12, 2010, the Reporting Person's spouse sold 15,000 CDIs (representing beneficial ownership of 1,500 shares of Issuer's common stock) on the ASX for AUD\$5.34 per share, and on January 13, 2010, the Reporting Person's spouse sold 7,000 CDIs at AUD\$5.21 per share and 3,319 CDIs at AUD\$5.26 per shares on the ASX, representing beneficial ownership of 1,031 shares of Issuer's common stock.

(3) The number of CDIs held by the Reporting Person's spouse following the reported transactions is zero. In addition to the 12,480 shares of the Issuer's common stock held by the Reporting Person, 49,430 CDIs are held in the Reporting Person's Superannuation Fund, representing indirect beneficial ownership of 4,943 in Issuer's common stock.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure.

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