

CONTROL4 CORP
Form 4
August 07, 2013

FORM 4

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

OMB APPROVAL

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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 *
Thomas Weisel Capital Management LLC

(Last) (First) (Middle)

ONE MONTGOMERY STREET,
37TH FLOOR,

(Street)

SAN FRANCISCO, CA 94104

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol
CONTROL4 CORP [CTRL]

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

08/07/2013

4. If Amendment, Date Original Filed(Month/Day/Year)

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

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

6. Individual or Joint/Group Filing(Check Applicable Line)
___ Form filed by One Reporting Person
X 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 Indirect Beneficial Ownership (Instr. 4) | | | |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|---|-----------|---|---|
| | | | Code | V | Amount | (A) or (D) | Price | | | |
| Common Stock | 08/07/2013 | | C | | 24,031 | A | <u>(1)</u> | 24,031 | I | By Thomas Weisel Venture Partners Employee Fund, L.P. <u>(2)</u> <u>(3)</u> |
| Common Stock | 08/07/2013 | | C | | 2,896,199 | A | <u>(1)</u> | 2,896,199 | I | By Thomas Weisel Venture |

Partners,
L.P. ⁽⁴⁾

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.SEC 1474
(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 | | 6. Date Exercisable and Expiration Date (Month/Day/Year) | | 7. Title and Amount of Underlying Securities (Instr. 3 and 4) | |
|--|--|--------------------------------------|--|--------------------------------|--|-----------|--|-----------------|---|----------------------|
| | | | | | Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) | | Date Exercisable | Expiration Date | Title | Amount Number Shares |
| Series A Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | | C | | 7,212 | <u>(1)</u> | <u>(1)</u> | Common Stock | 7,212 |
| Series A Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | | C | | 858,172 | <u>(1)</u> | <u>(1)</u> | Common Stock | 858,172 |
| Series B Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | | C | | 9,838 | <u>(1)</u> | <u>(1)</u> | Common Stock | 9,838 |
| Series B Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | | C | | 1,172,865 | <u>(1)</u> | <u>(1)</u> | Common Stock | 1,172,865 |

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| | | | | | | | | |
|---|------------|------------|---|---------|------------|------------|-----------------|---------|
| Series C Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | C | 2,959 | <u>(1)</u> | <u>(1)</u> | Common Stock | 2,959 |
| Series C Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | C | 366,996 | <u>(1)</u> | <u>(1)</u> | Common Stock | 366,996 |
| Series D Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | C | 2,450 | <u>(1)</u> | <u>(1)</u> | Common Stock | 2,450 |
| Series D Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | C | 303,921 | <u>(1)</u> | <u>(1)</u> | Common Stock | 303,921 |
| Series E Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | C | 702 | <u>(1)</u> | <u>(1)</u> | Common Stock | 702 |
| Series E Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | C | 87,109 | <u>(1)</u> | <u>(1)</u> | Common Stock | 87,109 |
| Series G Convertible Preferred Stock | <u>(1)</u> | 08/07/2013 | C | 870 | <u>(1)</u> | <u>(1)</u> | Common Stock | 870 |

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) Each share of Issuer's Preferred Stock automatically converted into Common Stock on a 1-for-1 basis immediately prior to the closing of the Issuer's initial public offering and has no expiration date.
- These shares are owned directly by Thomas Weisel Venture Partners Employee Fund, L.P. ("TWVP Employee Fund"), of which Thomas Weisel Capital Management LLC ("TWCM") is the sole general partner and exercises voting and investment power over these shares. Rob Born is the fund manager for TWVP Employee Fund. TWVP Employee Fund, TWCM and the fund manager of TWVP Employee Fund disclaim beneficial ownership of these securities, except to the extent of their respective proportionate pecuniary interest therein, and this report shall not be deemed an admission that TWVP Employee Fund, TWCM or the fund manager of TWVP Employee Fund are the beneficial owners of such securities for Section 16 or any other purpose. Rob Born is a director of Issuer.
- (2) TWVP Employee Fund and TWVP (as defined below) may be deemed to be members of a Section 13(d) "group." TWVP LLC (as defined below) and TWVP (as defined below) disclose the existence of such group and disclaim beneficial ownership of any shares held by TWVP Employee Fund.
- These shares are owned directly by Thomas Weisel Venture Partners, L.P. ("TWVP"), of which Thomas Weisel Venture Partners LLC ("TWVP LLC") is the sole general partner and exercises voting and investment power over these shares. Rob Born is the fund manager for TWVP. TWVP, TWVP LLC and the fund manager of TWVP disclaim beneficial ownership of these securities, except to the extent of their respective proportionate pecuniary interest therein, and this report shall not be deemed an admission that TWVP, TWVP LLC or the fund manager of TWVP are the beneficial owners of such securities for Section 16 or any other purpose. Rob Born is a director of Issuer. TWVP and TWVP Employee Fund may be deemed to be members of a Section 13(d) "group." TWCM and TWVP Employee Fund disclose the existence of such group and disclaim beneficial ownership of any shares held by TWVP.
- (3) TWVP and TWVP Employee Fund may be deemed to be members of a Section 13(d) "group." TWCM and TWVP Employee Fund disclose the existence of such group and disclaim beneficial ownership of any shares held by TWVP.

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.