

BERNICK HOWARD B
Form 4
January 18, 2005

FORM 4

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

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

OMB APPROVAL

OMB
Number: 3235-0287
Expires: January 31,
2005
Estimated average
burden hours per
response... 0.5

(Print or Type Responses)

1. Name and Address of Reporting Person *
BERNICK HOWARD B

(Last) (First) (Middle)

**C/O ALBERTO-CULVER
COMPANY, 2525 ARMITAGE
AVENUE**

(Street)

MELROSE PARK, IL 60160

(City) (State) (Zip)

2. Issuer Name **and** Ticker or Trading
Symbol

ALBERTO CULVER CO [ACV]

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

01/17/2005

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

5. Relationship of Reporting Person(s) to
Issuer

(Check all applicable)

☐ Director ☐ 10% Owner
☒ Officer (give title below) ☐ Other (specify below)
President & Chief Exec Officer

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. Transactionor 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 | | | | | | | | 723,843 | I | FN5 <u>(5)</u> |
| Common Stock | | | | | | | | 224,808 | I | FN12 <u>(12)</u> |
| Common Stock | 01/07/2005 | | J | V | 206,565 | D | <u>(15)</u> | 288,435 | I | FN15 <u>(15)</u> |
| Common Stock | 01/10/2005 | | J | V | 208,730 | D | <u>(15)</u> | 79,705 | I | FN15 <u>(15)</u> |
| Common Stock | | | | | | | | 17,734 | I | FN8 <u>(8)</u> |

Edgar Filing: BERNICK HOWARD B - Form 4

| | | | | | | | | | |
|--------------|------------|---|---|-----------|---|-----------------|-----------|--------------------|----------------------|
| Common Stock | | | | | | 12,817 | I | FN9 ⁽⁹⁾ | |
| Common Stock | 01/17/2005 | J | | 1,376,530 | A | ⁽²⁰⁾ | 5,955,857 | I | FN4 ⁽⁴⁾ |
| Common Stock | 01/07/2005 | J | V | 206,565 | D | ⁽¹⁶⁾ | 288,435 | I | FN16 ⁽¹⁶⁾ |
| Common Stock | 01/10/2005 | J | V | 208,730 | D | ⁽¹⁶⁾ | 79,705 | I | FN16 ⁽¹⁶⁾ |
| Common Stock | | | | | | | 1,357,331 | I | FN3 ⁽³⁾ |
| Common Stock | 01/17/2005 | J | | 688,265 | D | ⁽¹⁸⁾ | 1,159,361 | I | FN13 ⁽¹³⁾ |
| Common Stock | 01/17/2005 | J | | 688,265 | D | ⁽¹⁹⁾ | 840,639 | I | FN7 ⁽⁷⁾ |
| Common Stock | | | | | | | 609,859 | I | FN2 ⁽²⁾ |
| Common Stock | | | | | | | 150,300 | I | FN6 ⁽⁶⁾ |
| Common Stock | | | | | | | 27,750 | I | FN10 ⁽¹⁰⁾ |
| Common Stock | | | | | | | 52 | I | FN14 ⁽¹⁴⁾ |
| Common Stock | | | | | | | 80,010 | I | FN1 ⁽¹⁾ |
| Common Stock | | | | | | | 80,010 | I | FN11 ⁽¹¹⁾ |
| Common Stock | | | | | | | 80,010 | I | FN17 ⁽¹⁷⁾ |
| Common Stock | | | | | | | 892,180 | D | |
| Common Stock | 01/10/2005 | J | V | 415,295 | A | ⁽²¹⁾ | 415,295 | I | FN21 ⁽²¹⁾ |
| Common Stock | 01/10/2005 | J | V | 415,295 | A | ⁽²²⁾ | 415,295 | I | FN22 ⁽²²⁾ |

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)

Edgar Filing: BERNICK HOWARD B - Form 4

| 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. Nu Deriv Secur Bene Own Follo Repor Trans (Instr |
|---|--|---|---|--------------------------------------|--|--|---|---|---|
| | | | | 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 |
| BERNICK HOWARD B C/O ALBERTO-CULVER COMPANY 2525 ARMITAGE AVENUE MELROSE PARK, IL 60160 | X | | President & Chief Exec Officer | |

Signatures

/Howard B.
Bernick/ 01/18/2005

**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) Held by the undersigned's spouse as co-trustee of a trust dated 11/14/89 for the benefit of a relative.***
 - (2) Held by the undersigned's spouse as co-trustee of a trust dated 9/18/01 for her benefit.***
 - (3) Held by the undersigned's spouse as trustee of a trust dated 10/31/98 for the benefit of her sister.***
 - (4) Held by the undersigned's spouse as trustee of a trust dated 4/17/02 for her benefit.***
 - (5) Held by the undersigned's spouse as trustee of a trust dated 9/15/93 for her benefit.***
 - (6) Held by the undersigned's spouse as co-trustee of a trust dated 10/20/72 for her benefit.***
 - (7) Held by the undersigned's spouse as co-trustee of a trust dated 12/18/87 for the benefit of her father.***
 - (8) Held by the undersigned as a participant in the Alberto-Culver Company Employees' Profit Sharing Plan.
 - (9) Held by the undersigned's spouse as a participant in the Alberto-Culver Company Employees' Profit Sharing Plan.***
 - (10) Held by the undersigned as one of three co-trustees of a trust dated 7/7/97 for the benefit of their children.***
 - (11) Held by the undersigned's spouse as co-trustee of a trust dated 11/14/89 for the benefit of a relative.***
 - (12) Held by the undersigned's spouse as trustee of a trust dated 4/23/93 for her benefit.***

Edgar Filing: BERNICK HOWARD B - Form 4

- (13) Held by the undersigned's spouse as co-trustee of a trust dated 12/18/87 for the benefit of her mother.***
- (14) Held by the undersigned as trustee of a trust dated 4/23/93 for his benefit.
- (15) Exempt from reporting under Rule 16a-13 as these transactions effect only a change in form of beneficial ownership without changing the undersigned's spouse's pecuniary interest. Held by the undersigned's spouse as trustee of a trust dated January 9, 2004 for her benefit, which trust is a Grantor Annuity Trust.***
- (16) Exempt from reporting under Rule 16a-13 as these transactions effect only a change in form of beneficial ownership without changing the undersigned's spouse's pecuniary interest. Held by the undersigned's spouse as trustee of a trust dated January 9, 2004 for her benefit, which trust is a Grantor Annuity Trust. ***
- (17) Held by the undersigned's spouse as co-trustee of a trust dated 11/14/89 for the benefit of a relative.***
- (18) Transferred by the undersigned's spouse as co-trustee of a trust dated 12/18/87 for the benefit of her mother to a limited partnership to which the undersigned's spouse, in her capacity as trustee of a trust dated 4/17/02 for her benefit, is the general partner.
- (19) Transferred by the undersigned's spouse as co-trustee of a trust dated 12/18/87 for the benefit of her father to a limited partnership to which the undersigned's spouse, in her capacity as trustee of a trust dated 4/17/02 for her benefit, is the general partner.
- (20) Transferred by the undersigned's spouse as co-trustee of trusts dated 12/18/87, one for the benefit of her mother and one for the benefit of her father, to a limited partnership to which the undersigned's spouse, in her capacity as trustee of a trust dated 4/17/02 for her benefit, is the general partner.
- (21) Exempt from reporting under Rule 16a-13 as these transactions effect only a change in form of beneficial ownership without changing the undersigned's spouse's pecuniary interest. Held by the undersigned's spouse as trustee of a trust dated 1/10/05 for her benefit, which trust is a Grantor Annuity Trust.
- (22) Exempt from reporting under Rule 16a-13 as these transactions effect only a change in form of beneficial ownership without changing the undersigned's spouse's pecuniary interest. Held by the undersigned's spouse as trustee of a trust dated 1/10/05 for her benefit, which trust is a Grantor Annuity Trust.

Remarks:

***The filing of this report shall not be deemed an admission by the undersigned that he is the beneficial owner of these securities.

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.