

ERGEN CHARLES W

Form 4

December 04, 2012

**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

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response... 0.5

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
ERGEN CHARLES W

(Last) (First) (Middle)

100 INVERNESS TERRACE EAST

(Street)

ENGLEWOOD, CO 80112

(City) (State) (Zip)

2. Issuer Name **and** Ticker or Trading  
Symbol  
EchoStar CORP [SATS]

3. Date of Earliest Transaction  
(Month/Day/Year)  
11/30/2012

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)

Chairman

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 Indirect Beneficial Ownership (Instr. 4)
				(A) or (D)			
Class A Common Stock			Code	V Amount (D) Price	154,598	D	
Class A Common Stock					10,734	I	I <sup>(1)</sup>
Class A Common Stock					47	I	I <sup>(2)</sup>
Class A Common					3,705	I	I <sup>(3)</sup>

# Edgar Filing: ERGEN CHARLES W - Form 4

Stock

Class A

Common

Stock

201

I

I <sup>(4)</sup>

Class A

Common

Stock

5,400

I

I <sup>(5)</sup>

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

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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 Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Underlying S (Instr. 3 and
							</

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
ERGEN CHARLES W 100 INVERNESS TERRACE EAST ENGLEWOOD, CO 80112	X	X	Chairman	

## Signatures

/s/ James Gorman, his  
Attorney-in-Fact

12/04/2012

\_\_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 shares are held by a custodian for the reporting person's children. The reporting person disclaims beneficial ownership of the shares, except to the extent of their pecuniary interest therein.

(2) Held by Ms. Cantey Ergen.

(3) Held by Mr. Charlie Ergen in a 401(k) account.

(4) Held by Ms. Cantey Ergen in a 401(k) account.

(5) The shares are held by a charitable foundation. The reporting person is an officer of the charitable foundation and has both investment control and voting power for the foundation. The reporting person disclaims beneficial ownership of the shares, except to the extent of their pecuniary interest therein.

(6) The holder of the shares of Class B stock may elect to convert any or all of their Class B shares into an equal number of Class A shares at any time for no additional consideration.

(7) Pursuant to the terms of the Ergen Two-Year 2010 SATS GRAT, 893,252 shares were distributed as an annuity to Mr. Ergen on November 30, 2012, and the remaining 531,423 shares were distributed to a trust, the beneficiaries of which are members of the reporting person's family. Trusts for the reporting person's family members hold 1,778,795 shares following this distribution. Following this distribution, the Ergen Two-Year 2010 SATS GRAT expired pursuant to its terms.

(8) Pursuant to the terms of the Ergen Three-Year 2010 SATS GRAT, 546,028 shares were distributed as an annuity to Mr. Ergen on November 30, 2012, with the Ergen Three-Year 2010 SATS GRAT retaining 1,296,646 shares. The Ergen Three-Year 2010 SATS GRAT expires on November 30, 2013. Pursuant to the terms of the Ergen Four-Year 2010 SATS GRAT, 374,677 shares were distributed as an annuity to Mr. Ergen on November 30, 2012, with the Ergen Four-Year 2010 SATS GRAT retaining 1,674,275 shares. The Ergen Four-Year 2010 SATS GRAT expires on November 30, 2014. Pursuant to the terms of the Ergen Five-Year 2010 SATS GRAT, 273,645 shares were distributed as an annuity to Mr. Ergen on November 30, 2012, with the Ergen Five -Year 2010 SATS GRAT retaining 1,896,932 shares. The Ergen Five -Year 2010 SATS GRAT expires on November 30, 2015.

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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