#### **BIENAIME JEAN JACQUES**

Form 4

August 11, 2009

## FORM 4

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

OMB Number: 3235-0287

Check this box if no longer subject to Section 16.

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

Expires: January 31, 2005

**OMB APPROVAL** 

Form 4 or Form 5 obligations may continue.

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

**SECURITIES** 

Estimated average burden hours per response... 0.5

may continue. See Instruction

30(h) of the Investment Company Act of 1940

1(b).

(Print or Type Responses)

| 1. Name and Address of Reporting Person * BIENAIME JEAN JACQUES |   |   | 2. Issuer Name and Ticker or Trading Symbol BIOMARIN PHARMACEUTICAL INC [BMRN] |                                |                              |  |  | 5. Relationship of Reporting Person(s) to Issuer  (Check all applicable)                            |                  |          |  |
|---|---|---|--|--------------------------------|------------------------------|--|--|---|------------------|----------|--|
| (Last)  C/O BIOM PHARMAC DIGITAL I                              | CEUTICAL INC.                           | 3. Date of Earliest Transaction (Month/Day/Year) 08/07/2009 |  |                                |                              |  | X Director 10% OwnerX Officer (give title Other (specify below)  |   |                  |          |  |
| NOVATO,   |   | endment, D<br>nth/Day/Yea                                   | _  | al                             |                              | 6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting Person |  |   |                  |          |  |
| (City)  | (State)                                 | (Zip)   | Tab  | le I - Non-                    | Derivative                   | Secu   | rities Acqu  | iired, Disposed of  | f, or Beneficial | ly Owned |  |
| 1.Title of<br>Security<br>(Instr. 3)                            | 2. Transaction Date<br>(Month/Day/Year) | med<br>n Date, if<br>Day/Year)                              | Code (Instr. 8)  | 4. Securion(A) or D (Instr. 3, | ispose<br>4 and<br>(A)<br>or | d of (D)   | 5. Amount of<br>Securities<br>Beneficially<br>Owned<br>Following<br>Reported<br>Transaction(s)<br>(Instr. 3 and 4) | 6. 7. Nature of Ownership Indirect Form: Direct Beneficial (D) or Ownership Indirect (I) (Instr. 4) |                  |          |  |
| Common<br>Stock   | 08/07/2009                              |   |  | S                              | 2,000                        | D  | \$<br>15.951<br>(1) (2)  | 57,440  | D                |          |  |
| Common<br>Stock   | 08/10/2009                              |   |  | S                              | 49                           | D  | \$ 15.69<br>(2)  | 57,391  | D                |          |  |
| Common<br>Stock   | 08/10/2009                              |   |  | S                              | 1,951                        | D  | \$<br>15.951<br>(2)  | 55,440  | D                |          |  |

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 | 2.          | 3. Transaction Date | 3A. Deemed         | 4.          | 5.         | 6. Date Exerc   | cisable and | 7. Title a | and    | 8. Price of | 9. Nu  |
|-------------|-------------|---------------------|--------------------|-------------|------------|-----------------|-------------|------------|--------|-------------|--------|
| Derivative  | Conversion  | (Month/Day/Year)    | Execution Date, if | Transaction | orNumber   | Expiration Date |             | Amount     | of     | Derivative  | Deriv  |
| Security    | or Exercise |                     | any                | Code        | of         | (Month/Day/     | Year)       | Underly    | ing    | Security    | Secui  |
| (Instr. 3)  | Price of    |                     | (Month/Day/Year)   | (Instr. 8)  | Derivative | e               |             | Securitie  | es     | (Instr. 5)  | Bene   |
|             | Derivative  |                     |                    |             | Securities |                 |             | (Instr. 3  | and 4) |             | Own    |
|             | Security    |                     |                    |             | Acquired   |                 |             |            |        |             | Follo  |
|             | ·           |                     |                    |             | (A) or     |                 |             |            |        |             | Repo   |
|             |             |                     |                    |             | Disposed   |                 |             |            |        |             | Trans  |
|             |             |                     |                    |             | of (D)     |                 |             |            |        |             | (Instr |
|             |             |                     |                    |             | (Instr. 3, |                 |             |            |        |             |        |
|             |             |                     |                    |             | 4, and 5)  |                 |             |            |        |             |        |
|             |             |                     |                    |             |            |                 |             |            |        |             |        |
|             |             |                     |                    |             |            |                 |             |            | mount  |             |        |
|             |             |                     |                    |             |            | Date            | Expiration  | 01         |        |             |        |
|             |             |                     |                    |             |            | Exercisable     | Date        |            | umber  |             |        |
|             |             |                     |                    |             |            |                 |             | of         |        |             |        |
|             |             |                     |                    | Code V      | (A) (D)    |                 |             | S          | hares  |             |        |

## **Reporting Owners**

Relationships Reporting Owner Name / Address

> Director 10% Owner Officer Other

**BIENAIME JEAN JACQUES** C/O BIOMARIN PHARMACEUTICAL INC. 105 DIGITAL DRIVE **NOVATO, CA 94949** 

X Chief Executive Officer

### **Signatures**

Jean-Jacques

Bienaime 08/11/2009 \*\*Signature of Date Reporting Person

## **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).
- The price in Column 4 is a weighted average price. The prices actually received ranged from \$15.950 to \$15.952. The reporting person (1) will provide to the issuer, any security holder of the issuer, or the SEC staff, upon request, information regarding the number of shares sold at each price within the range.
- The transactions executed on August 7 and 10, 2009 by Mr. Bienaime resulted in a short swing profit under Section 16(b) of the **(2)** Securities and Exchange Act of 1934. Mr. Bienaime has made arrangements with the Issuer to disgorge such profit promptly.

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.

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