#### SWIDARSKI THOMAS W

Form 4

March 13, 2012

# FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

OMB Number:

3235-0287

January 31, Expires: 2005

**OMB APPROVAL** 

0.5

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Check this box

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, obligations Section 17(a) of the Public Utility Holding Company Act of 1935 or Section may continue. See Instruction

(Middle)

30(h) of the Investment Company Act of 1940

1(b).

(Print or Type Responses)

1. Name and Address of Reporting Person \* SWIDARSKI THOMAS W

2. Issuer Name and Ticker or Trading Symbol

5. Relationship of Reporting Person(s) to

Issuer

below)

DIEBOLD INC [DBD]

(Check all applicable)

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

4. If Amendment, Date Original

\_X\_\_ Director X\_ Officer (give title )

10% Owner \_ Other (specify

C/O DIEBOLD, INCORPORATED, 5995 MAYFAIR

(Street)

**ROAD** 

6. Individual or Joint/Group Filing(Check

President & CEO

Applicable Line)

\_X\_ Form filed by One Reporting Person Form filed by More than One Reporting

Filed(Month/Day/Year)

03/09/2012

NORTH CANTON, OH 44720

(City)	(State)	(Zip) Tab	ole I - Non-	Derivative	Secu	rities Acqui	red, Disposed of,	or Beneficial	y Owned
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transactic Code (Instr. 8)	omr Dispos (Instr. 3,	sed of 4 and (A) or		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)
Common Stock							1,643	I	401(k) (1)
Common Stock	03/09/2012		M	20,000	A	\$ 36.31	164,544 (2)	D	
Common Stock	03/09/2012		S	19,145	D	\$ 39	145,399 (2)	D	
Common Stock	03/13/2012		S	81	D	\$ 39.1531	145,318 (2)	D	
Common Stock							55,566	I	By Wife

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

Persons who respond to the collection of SEC 1474 information contained in this form are not required to respond unless the form displays a currently valid OMB control number.

(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. Transactic Code (Instr. 8)	Secu Acq or D (D)	urities uired (A) risposed of er. 3, 4,	6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and Amou Underlying Securi (Instr. 3 and 4)	
				Code V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amo Nun Shar
Non-qualified Stock Option	\$ 36.31	03/09/2012		M		20,000	02/05/2004	02/04/2013	Common Stock	20
Non-qualified Stock Option	\$ 53.1						02/11/2005	02/10/2014	Common Stock	25
Non-qualified Stock Option	\$ 55.23						02/10/2006	02/09/2015	Common Stock	22
Non-qualified Stock Option	\$ 37.87						<u>(3)</u>	12/11/2012	Common Stock	150
Non-qualified Stock Option	\$ 25.53						02/13/2009	02/12/2018	Common Stock	120
Non-qualified Stock Option	\$ 24.79						02/11/2010	02/10/2019	Common Stock	150
Non-qualified Stock Option	\$ 27.88						02/11/2011	02/10/2020	Common Stock	12
Non-qualified Stock Option	\$ 33.75						02/14/2012	02/13/2021	Common Stock	135
Non-qualified Stock Option	\$ 34.89						02/08/2013	02/07/2022	Common Stock	174

# **Reporting Owners**

Reporting Owner Name / Address	Relationships							
• 9	Director	10% Owner	Officer	Other				
SWIDARSKI THOMAS W C/O DIEBOLD, INCORPORATED 5995 MAYFAIR ROAD	X		President & CEO					

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NORTH CANTON, OH 44720

## **Signatures**

Chad F. Hesse, Att'y.-in-fact for Thomas W. Swidarski

03/13/2012

\*\*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) Number of 401(k) shares owned as of most current statement; fractional shares omitted.
- (2) Number includes restricted stock units

75,000 of these options became exercisable when the stock traded at \$50/share or higher for 20 consecutive trading days in July 2007, and

(3) the second 75,000 will become exercisable when the stock trades at \$60/share or higher for 20 consecutive trading days. All remaining options will become exercisable on the sixth anniversary date of the award.

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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