

BALLY TECHNOLOGIES, INC.  
Form 4  
August 21, 2013

**FORM 4**

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

OMB APPROVAL

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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

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
Mooberry Derik

2. Issuer Name and Ticker or Trading Symbol  
BALLY TECHNOLOGIES, INC.  
[BYI]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)  
6601 S. BERMUDA ROAD  
(Street)

3. Date of Earliest Transaction (Month/Day/Year)  
08/19/2013

\_\_\_\_ Director  
 Officer (give title below) \_\_\_\_\_ Other (specify below)  
SVP, Games

LAS VEGAS, NV 89119

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

6. Individual or Joint/Group Filing(Check Applicable Line)  
 Form filed by One Reporting Person  
\_\_\_\_ Form filed by More than One Reporting Person

(City) (State) (Zip)

**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  | (D)  | Price   |        |   |  |
| Common Stock, par value \$.10 per share | 08/19/2013                           |  | M                              |   | 2,000   | A  | \$ 12.07  | 29,557 | D |  |
| Common Stock, par value \$.10 per share | 08/19/2013                           |  | M                              |   | 10,000  | A  | \$ 20.32  | 39,557 | D |  |
| Common Stock, par value \$.10 per share | 08/19/2013                           |  | M                              |   | 7,000   | A  | \$ 34.61  | 46,557 | D |  |

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Common Stock, par value \$.10 per share 08/19/2013 M 5,625 A \$ 32.62 52,182 D

Common Stock, par value \$.10 per share 08/19/2013 M 2,000 A \$ 38.2 54,812 D

Common Stock, par value \$.10 per share 08/19/2013 M 1,000 A \$ 37.76 55,182 D

Common Stock, par value \$.10 per share 08/19/2013 S 27,625 D \$ 71.1554 <sup>(1)</sup> 27,557 D

Common Stock, par value \$.10 per share 340 I Derik J Mooberry and Barbara Mooberry Revocable Trust

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 Amount of Underlying Securities (Instr. 3 and 4) |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|
|  |  |                                      |  | Code                           | V (A) (D)   | Date Exercisable Expiration Date                         | Title Amount or Number of Shares                              |
| Employee Stock Option (Right to            | \$ 12.07   | 08/19/2013                           |  | M                              | 2,000   | <sup>(2)</sup> 08/24/2015                                | Common Stock, par value \$.10 per                             |

|  |          |            |   |        |            |            |   |        |
|--|----------|------------|---|--------|------------|------------|---|--------|
| Buy)   |          |            |   |        |            |            |   | share  |
| Employee<br>Stock<br>Option<br>(Right to<br>Buy) | \$ 20.32 | 08/19/2013 | M | 10,000 | <u>(3)</u> | 10/14/2015 | Common<br>Stock, par<br>value<br>\$.10 per<br>share | 10,000 |
| Employee<br>Stock<br>Option<br>(Right to<br>Buy) | \$ 34.61 | 08/19/2013 | M | 7,000  | <u>(4)</u> | 07/21/2016 | Common<br>Stock, par<br>value<br>\$.10 per<br>share | 7,000  |
| Employee<br>Stock<br>Option<br>(Right to<br>Buy) | \$ 32.62 | 08/19/2013 | M | 5,625  | <u>(5)</u> | 08/16/2017 | Common<br>Stock, par<br>value<br>\$.10 per<br>share | 5,625  |
| Employee<br>Stock<br>Option<br>(Right to<br>Buy) | \$ 38.2  | 08/19/2013 | M | 2,000  | <u>(6)</u> | 04/01/2018 | Common<br>Stock, par<br>value<br>\$.10 per<br>share | 2,000  |
| Employee<br>Stock<br>Option<br>(Right to<br>Buy) | \$ 37.76 | 08/19/2013 | M | 1,000  | <u>(7)</u> | 12/06/2018 | Common<br>Stock, par<br>value<br>\$.10 per<br>share | 1,000  |

## Reporting Owners

| Reporting Owner Name / Address                                | Relationships |           |            |       |
|---|---------------|-----------|------------|-------|
|   | Director      | 10% Owner | Officer    | Other |
| Mooberry Derik<br>6601 S. BERMUDA ROAD<br>LAS VEGAS, NV 89119 |               |           | SVP, Games |       |

## Signatures

Mark Lerner, attorney-in-fact for: Derik  
Mooberry

08/21/2013

\_\_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).

The transaction was executed in multiple trades at prices from \$71.02 to \$71.47. The price above reflects the weighted average sales price. The reporting person hereby undertakes to provide upon request to the SEC staff, the issuer or a security holder of the issuer full information regarding the number of shares and prices at which the transaction was effected.

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- (2) The options vested as follows: (i) 2,666 on August 24, 2006; (ii) 2,666 on August 24, 2007; and, (iii) 2,668 on August 24, 2008.
- (3) The options vested as follows: (i) 5,000 on October 14, 2010; (ii) 2,500 on October 14, 2011; and, (iii) 2,500 on October 14, 2012.
- (4) The options vested as follows: (i) 1,750 on July 21, 2010; (ii) 1,750 on July 21, 2011, (iii) 1,750 on July 21, 2012; and, (iv) 1,750 on July 21, 2013.
- (5) The options vest as follows: (i) 3,750 on August 16, 2012; (ii) 1,875 on August 16, 2013; and, (iii) 1,875 on August 16, 2014.
- (6) The options vested as follows: (i) 1,000 on April 1, 2012; (ii) 1,000 on April 1, 2013, (iii) 1,000 on April 1, 2014; and, (iv) 1,000 on April 1, 2015.
- (7) The options vested as follows: (i) 1,000 on December 6, 2012; (ii) 1,000 on December 6, 2013, (iii) 1,000 on December 6, 2014; and, (iv) 1,000 on December 6, 2015.
- (8) Granted as compensation for services.

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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