

MICELI LOUIS  
Form 4  
June 18, 2009

**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 \*  
MICELI LOUIS

2. Issuer Name **and** Ticker or Trading  
Symbol  
COMVAULT SYSTEMS INC  
[CVLT]

5. Relationship of Reporting Person(s) to  
Issuer

(Check all applicable)

(Last) (First) (Middle)

2 CRESCENT PLACE

(Street)

OCEANPORT, NJ 07757

(City) (State) (Zip)

3. Date of Earliest Transaction  
(Month/Day/Year)  
06/16/2009

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

\_\_\_\_ Director \_\_\_\_ 10% Owner  
\_\_\_\_X\_\_\_\_ Officer (give title \_\_\_\_ Other (specify  
below) below)

Vice President and CFO

6. Individual or Joint/Group Filing(Check  
Applicable Line)  
\_\_\_\_X\_\_\_\_ 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)	
Common Stock <sup>(1)</sup>	06/16/2009	06/16/2009	S	243	D	\$ 15.7	127,838	D

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  
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number.**

SEC 1474  
(9-02)

**Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned**  
(e.g., puts, calls, warrants, options, convertible securities)

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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
MICELI LOUIS 2 CRESCENT PLACE OCEANPORT, NJ 07757	Vice President and CFO

## Signatures

Warren H. Mondschein,  
Attorney-in-Fact

06/18/2009

\_\_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) This sale of Common Stock was made to satisfy certain tax withholding obligations resulting from the vesting of Restricted Stock Units.

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. ="bottom" WIDTH="3%">

Gas marketing	14,674
	43,937
	126,373
	123,787

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Oil and gas gathering	57,550
	5,077
	17,759
	17,052
General and administrative	5,153
	36,852
	48,130
	39,757
Depreciation, depletion and amortization	35,465
	138,525
	165,984
	98,042
Impairment of oil and gas properties	106,485
	29,050
	225

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Amortization of goodwill	3,306
	11,940
Interest	58,226
	64,720
	48,437
Loss on early extinguishment of debt	58,634
	8,154

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PROVISION (BENEFIT) FOR INCOME TAXES:

Current

19,004

80,535

68,858

5,876

Deferred

(17,996

)

(12,210

)

31,537

18,375

1,008

	68,325
	100,395
	24,251
Income from continuing operations before cumulative effect of change in accounting principle	
	29,264
	126,449
	171,486
	67,659
INCOME FROM DISCONTINUED OPERATIONS, net of income tax expense (benefit) of \$18,280, \$2,148, \$(7,435) and \$78, respectively	
	19,241
	7,058
	25,421
	5,712


Income before cumulative effect of change in accounting principle

48,505

133,507

196,907

73,371

CUMULATIVE EFFECT OF CHANGE IN ACCOUNTING PRINCIPLE, net of income tax benefit of zero, zero, \$407 and zero, respectively

(60,547

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(1,014

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NET INCOME (LOSS)

\$	(12,042
)	
\$	133,507
\$	195,893
\$	73,371

**VINTAGE PETROLEUM, INC. AND SUBSIDIARIES**  
**CONSOLIDATED STATEMENTS OF OPERATIONS**  
(In thousands, except per share amounts)  
(Unaudited)

	For the Nine Months Ended September 30,	For the Years Ended December 31,		
	2002	2001	2000	1999
<b>BASIC INCOME (LOSS) PER SHARE:</b>				
Income from continuing operations before cumulative effect of change in accounting principle	.46	2.01	2.74	1.17
Income from discontinued operations	.31	.11	.41	.10
Income before cumulative effect of change in accounting principle	.77	2.12	3.15	1.27
Cumulative effect of change in accounting principle	(.96)		(.02)	
Net income (loss)	(.19)	2.12	3.13	1.27
<b>DILUTED INCOME (LOSS) PER SHARE:</b>				
Income from continuing operations before cumulative effect of change in accounting principle	.46	1.98	2.68	1.14
Income from discontinued operations	.30	.11	.40	.10
Income before cumulative effect of change in accounting principle	.76	2.09	3.08	1.24
Cumulative effect of change in accounting principle	(.95)		(.02)	
Net income (loss)	(.19)	2.09	3.06	1.24
<b>WEIGHTED AVERAGE COMMON SHARES OUTSTANDING:</b>				
Basic	63,181	63,023	62,644	57,989
Diluted	63,661	64,027	63,963	59,315

See note to financial information.

## VINTAGE PETROLEUM, INC. AND SUBSIDIARIES

## NOTE TO FINANCIAL INFORMATION

For the Nine Months Ended September 30, 2002 and the Years Ended December 31, 2001, 2000 and 1999  
(Unaudited)

## 1. DISCONTINUED OPERATIONS

On July 30, 2002, Vintage Petroleum, Inc. (the Company) completed the sale of its operations in Trinidad. The Company received \$40 million in cash and recorded a gain of approximately \$31.9 million (\$14.9 million after income taxes), subject to post-closing adjustments.

On December 16, 2002, the Company reported it had signed an agreement to sell its interests in Ecuador to a major independent oil and gas company for \$141.7 million, subject to certain adjustments. In the agreement, Vintage commits to sell for cash all of the stock of its indirect wholly-owned subsidiary, Vintage Oil Ecuador, S.A. The transaction is scheduled to close January 31, 2003, subject to normal conditions precedent to closing.

In accordance with the rules established by SFAS No. 144, the Company's Trinidad operations, along with the gain on the sale, and the Company's Ecuador operations are accounted for as discontinued operations in the accompanying consolidated financial information.

Following is summarized financial information for the Company's Trinidad operations (in thousands):

	Nine Months Ended September 30,	Years Ended December 31,		
	2002	2001	2000	1999
Loss from discontinued operations	\$ (711)	\$ (980)	\$ (104)	\$
Deferred tax expense (benefit)	(253)	(343)		
Net operating loss from discontinued operations	(458)	(637)	(104)	
Gain on sale of Trinidad operations, net of \$16,939 income tax expense	14,943			
Income (loss) from discontinued operations, net of tax	\$ 14,485	\$ (637)	\$ (104)	\$
	September 30, 2002	December 31, 2001	December 31, 2000	
Current assets	\$	\$ 1,274	\$ 389	
Property, plant and equipment, net		7,898	2,321	
Assets of discontinued operations	\$	\$ 9,172	\$ 2,710	
Current liabilities	\$	\$ 972	\$ 20	
Liabilities of discontinued operations	\$	\$ 972	\$ 20	

## VINTAGE PETROLEUM, INC. AND SUBSIDIARIES

## NOTE TO FINANCIAL INFORMATION

For the Nine Months Ended September 30, 2002 and the Years Ended December 31, 2001, 2000 and 1999

Following is summarized financial information for the Company's Ecuador operations (in thousands):

	Nine Months Ended September 30,	Years Ended December 31,		
	2002	2001	2000	1999
Income from discontinued operations	\$ 6,350	\$ 10,186	\$ 18,497	\$ 5,790
Current tax expense				78
Deferred tax expense (benefit)	1,595	2,491	(7,435)	
Income from discontinued operations, net of tax	\$ 4,755	\$ 7,695	\$ 25,932	\$ 5,712
	September 30, 2002	December 31, 2001	December 31, 2000	
Current assets	\$ 17,486	\$ 12,650	\$ 23,941	
Property, plant and equipment, net	54,293	49,814	41,745	
Other assets	3,454	3,761	2,558	
Deferred income taxes	9,520	11,114	13,605	
Assets of discontinued operations	\$ 84,753	\$ 77,339	\$ 81,849	
Current liabilities	\$ 8,712	\$ 6,162	\$ 5,956	
Liabilities of discontinued operations	\$ 8,712	\$ 6,162	\$ 5,956	

In accordance with Statement of Financial Accounting Standards No. 144, *Accounting for the Impairment or Disposal of Long-Lived Assets*, the assets of the Company's Trinidad and Ecuador operations were reclassified as Assets of discontinued operations and the liabilities were reclassified as Liabilities of discontinued operations in the accompanying consolidated balance sheets as of September 30, 2002, December 31, 2001 and December 31, 2000.

Item 7. Financial Statements and Exhibits

(c) Exhibits

99. Press release dated December 16, 2002, issued by the Company.

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**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

VINTAGE PETROLEUM, INC.

By:

/s/ Michael F. Meimerstorf

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Michael F. Meimerstorf  
Vice President and Controller

Date: January 21, 2003

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**EXHIBIT INDEX**

EXHIBIT NUMBER	DESCRIPTION
99.	Press release dated December 16, 2002, issued by the Company.

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