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NOVASTAR FINANCIAL INC

Form 4

September 28, 2007

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

OMB Number:

3235-0287

0.5

Check this box if no longer subject to Section 16.

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF **SECURITIES**

January 31, Expires: 2005

OMB APPROVAL

Estimated average

burden hours per response...

Form 4 or Form 5 obligations may continue.

See Instruction

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

1(b).

(City)

(Print or Type Responses)

| 1. Name and Address of Reporting Person * GOLDMAN SACHS GROUP INC/ | | | 2. Issuer Name and Ticker or Trading Symbol NOVASTAR FINANCIAL INC [NFI] | 5. Relationship of Reporting Person(s) to Issuer (Check all applicable) | | |
|--|----------|----------|---|---|--|--|
| (Last) 85 BROAD ST | (First) | (Middle) | 3. Date of Earliest Transaction (Month/Day/Year) 09/21/2007 | Director Officer (give title below) Other (specify below) | | |
| | (Street) | | 4. If Amendment, Date Original Filed(Month/Day/Year) | 6. Individual or Joint/Group Filing(Check Applicable Line) Form filed by One Reporting Person | | |
| NEW YORK, NY 10004 | | | | X_ Form filed by More than One Reporting Person | | |

| (City) | (State) | Tabl | e I - Non-D | Perivative So | ecuriti | es Acqu | ired, Disposed of | , or Beneficial | ly 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. Securitie on(A) or Disp (Instr. 3, 4) | osed o | of (D) | 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 | 09/21/2007 | | X | 107,500 | D | \$ 10 | 890,888 | I | See footnote (1) |
| Common Stock | 09/21/2007 | | X | 80,000 | D | \$ 12.5 | 810,888 | I | See footnote (1) |
| Common Stock | 09/21/2007 | | X | 31,250 | D | \$ 15 | 779,638 (2) | I | See footnote (1) |

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

(Zin)

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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. Transactic Code (Instr. 8) | Secu Acqu (A) (Disp (D) | urities uired or posed of tr. 3, 4, | 6. Date Exer Expiration D (Month/Day/ | ate | 7. Title and 2 Underlying 3 (Instr. 3 and | Securities |
|---|---|---|---|--|--------------------------------------|---|---|--------------------|---|----------------------------------|
| | | | | Code V | (A) | (D) | Date Exercisable | Expiration Date | Title | Amount or Number of Shares |
| Put option (right to sell) | \$ 10 | 09/21/2007 | | X | | 4,300 (3) | <u>(4)</u> | 09/22/2007 | Common Stock | 107,500 |
| Put option (right to sell) | \$ 12.5 | 09/21/2007 | | X | | 3,200 (3) | <u>(4)</u> | 09/22/2007 | Common Stock | 80,000 |
| Put option (right to sell) | \$ 15 | 09/21/2007 | | X | | 1,250 (3) | <u>(4)</u> | 09/22/2007 | Common Stock | 31,250 |

Reporting Owners

| Reporting Owner Name / Address | Relationships | | | | | |
|---|---------------|-----------|---------|-------|--|--|
| • 0 | Director | 10% Owner | Officer | Other | | |
| GOLDMAN SACHS GROUP INC/ 85 BROAD ST NEW YORK, NY 10004 | | X | | | | |
| Global Securities Services 85 BROAD STREET NEW YORK, NY 10004 | | X | | | | |

Signatures

| /s/Andrea DeMar, | |
|---------------------------------|------------|
| Attorney-in-fact | 09/28/2007 |
| **Signature of Reporting Person | Date |

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/s/Andrea DeMar, Attorney-in-fact

09/28/2007

**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).
- This statement is being filed by The Goldman Sachs Group, Inc. ("GS Group") and Global Securities Services ("GSS", and together with GS Group, the "Reporting Persons"), a separate business unit within the Goldman Sachs organization. GSS beneficially owns directly and GS Group may be deemed to beneficially own indirectly the securities reported herein.
- (2) As of September 21, 2007, the Reporting Persons ceased to beneficially own more than 10% of Novastar Financial, Inc.'s (the "Company"), common stock, par value \$0.01 per share ("Common Stock").
- (3) Each contract relates to 25 shares of the Company's Common Stock.
- (4) Immediately exercisable.

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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