

Edgar Filing: RED HAT INC - Form 4

RED HAT INC  
Form 4  
January 08, 2003

U.S. SECURITIES AND EXCHANGE COMMISSION  
Washington, DC 20549

FORM 4

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

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(f) of the Investment Company Act of 1940

Check box if no longer subject to Section 16. Form 4 or Form 5 obligations  
may continue. See Instruction 1(b).

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1. Name and Address of Reporting Person\*

Szulik

Matthew

-----  
(Last)

(First)

(Middle)

c/o Red Hat, Inc., 1801 Varsity Drive

-----  
(Street)

Raleigh

North Carolina

27606

-----  
(City)

(State)

(Zip)

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2. Issuer Name and Ticker or Trading Symbol

Red Hat, Inc. (RHAT)

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3. IRS Identification Number of Reporting Person, if an Entity (Voluntary)

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4. Statement for Month/Year

January 7, 2003

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5. If Amendment, Date of Original (Month/Year)

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6. Relationship of Reporting Person to Issuer  
(Check all applicable)

Director

10% Owner

Officer (give title below)

Other (specify below)

CEO/President/Chairman

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7. Individual or Joint/Group Filing (Check applicable line)

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[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.<br>Title of Security<br>(Instr. 3)        | 2.<br>Transaction<br>Date<br>(mm/dd/yy) | 2A.<br>Deemed<br>Execution<br>Date, if any,<br>(mm/dd/yy) | 3.<br>Transaction<br>Code<br>(Instr. 8) |   | 4.<br>Securities Acquired (A) or<br>Disposed of (D)<br>(Instr. 3, 4 and 5) |                  | Price    |
|----------------------------------------------|-----------------------------------------|-----------------------------------------------------------|-----------------------------------------|---|----------------------------------------------------------------------------|------------------|----------|
|                                              |                                         |                                                           | Code                                    | V | Amount                                                                     | (A)<br>or<br>(D) |          |
| Common Stock, \$.0001<br>par value per share | 01/07/03                                | 01/07/03                                                  | S                                       |   | 250,000                                                                    | D                | \$6.0492 |

\* If the Form is filed by more than one Reporting Person, see Instruction 4(b)(v).

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

(Print or Type Responses)

(Over)

(Form 4-07/99)

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FORM 4 (continued)

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

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| 1.<br>Title of<br>Derivative<br>Security<br>(Instr. 3) | 2.<br>Conver-<br>sion<br>or<br>Exer-<br>cise<br>Price<br>of<br>Deriv-<br>ative<br>Secur-<br>ity | 3.<br>Trans-<br>action<br>Date<br>(Month/<br>Day/<br>Year) | 3A.<br>Deemed<br>Execution<br>Date, if<br>any<br>(Month/<br>Day/<br>Year) | 4.<br>Trans-<br>action<br>Code<br>(Instr.<br>8)<br>-----<br>Code V | 5.<br>Number of<br>Derivative<br>Securities<br>Acquired (A)<br>or Disposed<br>of (D)<br>(Instr. 3,<br>4 and 5)<br>-----<br>(A) (D) | 6.<br>Date<br>Exercisable and<br>Expiration Date<br>(Month/Day/Year)<br>-----<br>Date Exer-<br>cisable Date | 7.<br>Title and Amou<br>of Underlying<br>Securities<br>(Instr. 3 and<br>-----<br>Amount<br>or<br>Numb<br>of<br>Shar |
|--------------------------------------------------------|-------------------------------------------------------------------------------------------------|------------------------------------------------------------|---------------------------------------------------------------------------|--------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|
| -----                                                  | -----                                                                                           | -----                                                      | -----                                                                     | -----                                                              | -----                                                                                                                              | -----                                                                                                       | -----                                                                                                               |
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Explanation of Responses:  
 (1) Includes 16,472 shares held of record by the Matthew J. Szulik GRAT dated May 26, 1999, for which the Reporting Person is the trustee, and 1,000,000 shares of Common Stock which are subject to a right of repurchase by Red Hat, Inc., such right lapsing over a period of four years.

/s/ Matthew Szulik January 8, 2003  
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\*\*Signature of Reporting Person

Date

\*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations.

See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

Note: File three copies of this Form, one of which must be manually signed.  
If space provided is insufficient, see Instruction 6 for procedure.

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