

LIBBEY INC
Form 3
August 17, 2010

FORM 3 UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

OMB APPROVAL

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INITIAL STATEMENT OF 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 *			2. Date of Event Requiring Statement	3. Issuer Name and Ticker or Trading Symbol	
Â BANK OF AMERICA CORP /DE/			(Month/Day/Year)	LIBBEY INC [LBY]	
(Last)	(First)	(Middle)	08/13/2010		
100 N. TRYON			4. Relationship of Reporting Person(s) to Issuer		5. If Amendment, Date Original Filed(Month/Day/Year)
(Street)			(Check all applicable)		
CHARLOTTE,Â NCÂ 28255			<input type="checkbox"/> Director <input checked="" type="checkbox"/> 10% Owner <input type="checkbox"/> Officer <input type="checkbox"/> Other (give title below) (specify below)		6. Individual or Joint/Group Filing(Check Applicable Line) <input type="checkbox"/> Form filed by One Reporting Person <input checked="" type="checkbox"/> Form filed by More than One Reporting Person
(City)	(State)	(Zip)			

Table I - Non-Derivative Securities Beneficially Owned

1. Title of Security (Instr. 4)	2. Amount of Securities Beneficially Owned (Instr. 4)	3. Ownership Form: Direct (D) or Indirect (I) (Instr. 5)	4. Nature of Indirect Beneficial Ownership (Instr. 5)
Common stock, par value \$0.01 per share	1,020,256	I	See Footnote ⁽¹⁾

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

SEC 1473 (7-02)

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

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

1. Title of Derivative Security (Instr. 4)	2. Date Exercisable and Expiration Date (Month/Day/Year)	3. Title and Amount of Securities Underlying Derivative Security (Instr. 4)	4. Conversion or Exercise Price of Derivative Security	5. Ownership Form of Derivative Security: Direct (D)	6. Nature of Indirect Beneficial Ownership (Instr. 5)
		Title			

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	Date Exercisable	Expiration Date	Amount or Number of Shares	or Indirect (I) (Instr. 5)	
Series I Warrant	Â (2)	10/28/2019	Common Stock 3,466,856 \$ 0.01	I	See Footnote (1) (2)
2006 Warrant	Â (3)	12/01/2011	Common Stock 485,309 \$ 11.25	I	See Footnote (1) (3)

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
BANK OF AMERICA CORP /DE/ 100 N. TRYON CHARLOTTE,Â NCÂ 28255	Â	Â X	Â	Â
MERRILL LYNCH, PIERCE, FENNER & SMITH INC. ONE BRYANT PARK NEW YORK,Â NYÂ 10036	Â	Â X	Â	Â
Merrill Lynch PCG, Inc. ONE BRYANT PARK NEW YORK,Â NYÂ 10036	Â	Â X	Â	Â

Signatures

Bank of America Corporation, By:/s/ Angelina L. Richardson. Title: Vice President	08/17/2010
Signature of Reporting Person	Date
Merrill Lynch, Pierce, Fenner & Smith Inc., By:/s/ Lawrence Emerson, Title: Attorney-In-Fact	08/17/2010
Signature of Reporting Person	Date
Merrill Lynch PCG Inc., By:/s/ Gerard M. Haugh. Title: Vice President	08/17/2010
Signature of Reporting Person	Date

Explanation of Responses:

- * If the form is filed by more than one reporting person, see Instruction 5(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).

As the ultimate holding company of both Merrill Lynch, Pierce, Fenner & Smith, Inc. and Merrill Lynch PCG, Inc., Bank of America Corporation may be deemed to beneficially own the shares held by each entity. The beneficial ownership of Bank of America Corporation comprises the following ownerships of each entity: (a) 3,466,856 shares of Common Stock issuable upon exercise of the Series I Warrants issued to Merrill Lynch PCG, Inc. by the Issuer on October 28, 2009; (b) 933,145 shares of Common Stock owned by Merrill Lynch PCG, Inc.; (c) 87,111 shares of Common Stock owned by Merrill Lynch, Pierce, Fenner & Smith, Inc and (d) 485,309 shares of Common Stock issuable upon exercise of a warrant the Issuer issued to Merrill Lynch PCG, Inc. on June 16, 2006.
- (1) Due to contractual limitations under the Series I Warrant held by Merrill Lynch PCG, Inc., 1,298,494 shares held under the Series I Warrant are not currently exercisable.
- (2) In accordance with their terms, the 2006 Warrants held by Merrill Lynch PCG, Inc. are 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.