

JACK IN THE BOX INC /NEW/
Form 4
November 27, 2013

FORM 4

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

OMB APPROVAL

OMB Number: 3235-0287
Expires: January 31, 2015
Estimated average burden hours per response... 0.5

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 *
MELANCON PAUL D

2. Issuer Name and Ticker or Trading Symbol
JACK IN THE BOX INC /NEW/ [JACK]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)
9330 BALBOA AVENUE
(Street)

3. Date of Earliest Transaction (Month/Day/Year)
11/25/2013

___ Director ___X___ 10% Owner
___X___ Officer (give title below) ___ Other (specify below)
SVP - FIN/CONTROLLER/TREASURER

SAN DIEGO, CA 92123

(City) (State) (Zip)

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

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) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|---|
| | | | Code | V Amount (A) or (D) Price | | | |
| COMMON STOCK ⁽¹⁾ | 11/25/2013 | | S | 120 D \$ 47.49 | 3,910 | D | |
| COMMON STOCK | 11/26/2013 | | M | 3,689 A \$ 20.05 | 7,599 | D | |
| COMMON STOCK | 11/26/2013 | | S | 3,689 D \$ 47.4776 ⁽²⁾ | 3,910 | D | |
| COMMON STOCK | 11/26/2013 | | M | 3,988 A \$ 18.67 | 7,898 | D | |
| COMMON STOCK | 11/26/2013 | | S | 3,988 D \$ 47.4776 | 3,910 | D | |

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| | | | | | (2) | | |
|-------------------------|------------|---|----------------|---|----------|-------|---|
| COMMON STOCK <u>(1)</u> | 11/26/2013 | S | 111 | D | \$ 47.29 | 3,799 | D |
| COMMON STOCK <u>(1)</u> | 11/26/2013 | S | 99 | D | \$ 47.29 | 3,700 | D |
| COMMON STOCK | 11/26/2013 | A | 643 <u>(3)</u> | A | \$ 0 | 4,343 | D |
| COMMON STOCK <u>(1)</u> | 11/26/2013 | S | 242 | D | \$ 47.29 | 4,101 | D |
| COMMON STOCK | 11/26/2013 | A | 996 <u>(4)</u> | A | \$ 0 | 5,097 | 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 displays a currently valid OMB control number.

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 Underlying Security (Instr. 3 and 4) | |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--------------|
| | | | | Code | V (A) (D) | Date Exercisable | Expiration Date | Title |
| NON QUALIFIED STOCK OPTION | \$ 20.05 | 11/26/2013 | | M | 3,689 | 11/26/2011 ⁽⁵⁾ | 11/26/2017 | COMMON STOCK |
| NON QUALIFIED STOCK OPTION | \$ 18.67 | 11/26/2013 | | M | 3,988 | 11/25/2012 ⁽⁵⁾ | 11/25/2018 | COMMON STOCK |
| NON QUALIFIED STOCK OPTION | \$ 47.29 | 11/26/2013 | | A | 5,774 | 11/26/2014 ⁽⁵⁾ | 11/26/2020 | COMMON STOCK |

Reporting Owners

| Reporting Owner Name / Address | Relationships | | | |
|--|---------------|-----------|--------------------------------|-------|
| | Director | 10% Owner | Officer | Other |
| MELANCON PAUL D 9330 BALBOA AVENUE SAN DIEGO, CA 92123 | | X | SVP - FIN/CONTROLLER/TREASURER | |

Signatures

| | |
|---------------------------------|------------|
| PAUL D MELANCON | 11/26/2013 |
| **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).
- (1) Disposition of shares to satisfy tax withholding obligation upon vesting of restricted or performance share units.
The shares with respect to this transaction were sold at prices ranging from \$47.45 to \$47.57. The price reported reflects the weighted average sales price. The reporting person hereby agrees, upon request, to provide the Securities and Exchange Commission staff, the Issuer, or any security holder of the Issuer, full information regarding the number of shares sold at each separate price.
- (3) Represents shares issued for achievement of pre-established performance goals with respect to performance share units granted for the three fiscal year performance period 2011-2013.
- (4) These securities are restricted stock units that vest in five equal installments commencing one year from the grant date, with after-tax net shares subject to a minimum 50% holding requirement until separation of service with the Company.
- (5) The stock option becomes exercisable in three equal installments commencing one year after the date of grant.

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.