

ACACIA RESEARCH CORP  
Form 4  
May 08, 2007

**FORM 4**

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

OMB APPROVAL

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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 \*  
AKIN THOMAS B

2. Issuer Name and Ticker or Trading Symbol  
ACACIA RESEARCH CORP  
[ACTG/CBMX]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)

3. Date of Earliest Transaction (Month/Day/Year)  
05/04/2007

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

500 NEWPORT CENTER DRIVE, 7TH FLOOR

(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  
 Form filed by More than One Reporting Person

NEWPORT BEACH, CA 92660

(City) (State) (Zip)

**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   |
| Acacia Research - CombiMatrix Common Stock | 05/04/2007                           |  | P                              |   | 1,400,000   | A  | <u>(2)</u> 1,434,184                                  |
| Acacia Research - CombiMatrix Common Stock | 05/04/2007                           |  | P                              |   | 700,000   | A  | <u>(1)</u> 701,228                                    |

See footnote (3)

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

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(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                                      |
| Acacia Research - CombiMatrix Warrants (right to buy) | \$ 0.55  | 05/04/2007                           |  | P                              | 1,050,000   | 05/04/2007   | 05/04/2012  | Acacia Research - CombiMatrix Common Stock |
| Acacia Research - CombiMatrix Warrants (right to buy) | \$ 0.55  | 05/04/2007                           |  | P                              | 2,100,000   | 05/04/2007   | 05/04/2012  | Acacia Research - CombiMatrix Common Stock |

## Reporting Owners

| Reporting Owner Name / Address  | Relationships |           |         |       |
|---|---------------|-----------|---------|-------|
|   | Director      | 10% Owner | Officer | Other |
| AKIN THOMAS B<br>500 NEWPORT CENTER DRIVE<br>7TH FLOOR<br>NEWPORT BEACH, CA 92660 | X             |           |         |       |

## Signatures

Thomas B. Akin                      05/08/2007

\*\*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).

The reported securities are included within 700,000 Acacia Research - CombiMatrix (CBMX) Units purchased by the reporting person for (1) \$0.738 per unit, for a total of \$516,250. Each Unit consists of one share of CBMX common stock and 1.5 warrants to purchase 1,050,000 shares of CBMX common stock.

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- The reported securities are included within 1,400,000 Acacia Research - CombiMatrix (CBMX) Units purchased by the reporting person
- (2) for \$0.738 per unit, for a total of \$1,032,500. Each Unit consists of one share of CBMX common stock and 1.5 warrants to purchase 2,100,000 shares of CBMX common stock.
  - (3) Held by Talkot Fund, L.P. Mr. Akin serves as managing general partner of Talkot Fund, L.P. Mr. Akin disclaims beneficial ownership in the shares held by Talkot Fund, L.P. except to the extent of his pecuniary interest therein.

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

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