

BIOMARIN PHARMACEUTICAL INC
Form 4
June 07, 2013

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 *
BIENAIME JEAN JACQUES

2. Issuer Name and Ticker or Trading Symbol
BIOMARIN PHARMACEUTICAL INC [BMRN]

5. Relationship of Reporting Person(s) to Issuer
(Check all applicable)
 Director 10% Owner
 Officer (give title below) Other (specify below)
Chief Executive Officer

(Last) (First) (Middle)
C/O BIOMARIN PHARMACEUTICAL INC., 105 DIGITAL DRIVE

3. Date of Earliest Transaction (Month/Day/Year)
06/05/2013

(Street)
NOVATO, CA 94949

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

(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 Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|---|
| | | | | (A) or (D) Code V Amount (D) Price | | | |
| Common Stock | 06/05/2013 ⁽¹⁾ | 06/05/2013 | M | 10,000 A \$ 12.99 | 53,740 | I | Shares held by Bienaime Family Trust ⁽²⁾ |
| Common Stock | 06/05/2013 ⁽¹⁾ | 06/05/2013 | M | 5,000 D \$ 58.6812 ⁽³⁾ | 48,740 | I | Shares held by Bienaime Family Trust ⁽²⁾ |

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| Class of Securities | Date Acquired | Date Disposed | Quantity | Price | Cost Basis | Market Value | Character | Notes |
|---------------------|---------------------------|---------------|----------|------------------------|------------|--------------|--|-------|
| Common Stock | 06/05/2013 ⁽¹⁾ | 06/05/2013 | M 5,000 | D \$ 60 ⁽⁴⁾ | 43,740 | I | Shares held by Bienaime Family Trust ⁽²⁾ | |
| Common Stock | | | | | 10,000 | I | Held in irrevocable trust for Guillaume Bienaime ⁽⁵⁾ | |
| Common Stock | | | | | 10,000 | I | Held in irrevocable trust for Pierre Bienaime ⁽⁵⁾ | |
| Common Stock | | | | | 10,000 | I | Held in irrevocable trust for Paul Bienaime ⁽⁵⁾ | |
| Common Stock | | | | | 10,000 | I | Held in irrevocable trust for Marc Bienaime ⁽⁵⁾ | |
| Common Stock | | | | | 20,000 | I | Held in irrevocable trust for Aurelie Mitsuki Bienaime and Anais Kimiko ⁽⁵⁾ | |

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.

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(9-02)

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

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| 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 Amount of Underlying Securities (Instr. 3 and 4) |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|
| Stock Option (right to buy Common Stock) | \$ 12.99 | 06/05/2013 | 06/05/2013 | M | 10,000 | 11/11/2006 ⁽⁶⁾ 05/10/2016 | Common Stock 10,000 |

Reporting Owners

| Reporting Owner Name / Address | Relationships | | | |
|--|---------------|-----------|-------------------------|-------|
| | Director | 10% Owner | Officer | Other |
| BIENAIME JEAN JACQUES C/O BIOMARIN PHARMACEUTICAL INC. 105 DIGITAL DRIVE NOVATO, CA 94949 | X | | Chief Executive Officer | |

Signatures

/s/ Laura Randall Woodhead,
Attorney-in-Fact

06/07/2013

**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) Transaction made pursuant to 10b5-1 trading plan executed on February 26, 2013
- (2) The reporting person and his spouse act as trustees for the Bienaime Family Trust.
The price in column 4 is a weighted average price. The price actually received ranged from \$57.94 to \$59.98. The reporting person will provide to the issuer, any security holder of the issuer, or the SEC staff, upon request, information regarding the number of shares sold at each price within the range.
- (3) All shares sold at the same price
- (4) The reporting person's spouse is trustee of each child's trust.
- (5) Original option grant vests 6/48th on November 11, 2006 and 1/48th on the 11th day of every month thereafter.
- (6) Reflects number of stock options outstanding after the transaction from this specific stock option 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.