**EBAY INC** Form 4 April 26, 2012

## FORM 4

# UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

Check this box if no longer STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF subject to Section 16. Form 4 or

> 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

**SECURITIES** 

See Instruction 1(b).

Form 5

obligations

may continue.

(Print or Type Responses)

SAN JOSE, CA 95125

Stock

1. Name and Address of Reporting Person \* DEPAUL PHILLIP P

2. Issuer Name and Ticker or Trading Symbol

EBAY INC [EBAY]

(Last) (First) (Middle) 3. Date of Earliest Transaction

(Month/Day/Year) 04/24/2012

C/O EBAY INC., 2145 HAMILTON **AVE** 

> (Street) 4. If Amendment, Date Original

Filed(Month/Day/Year)

**OMB APPROVAL** 

**OMB** 3235-0287 Number:

January 31, Expires: 2005

Estimated average burden hours per response... 0.5

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

Director 10% Owner X\_ Officer (give title Other (specify

below) below) VP, Chief Accounting Officer

6. Individual or Joint/Group Filing(Check

Applicable Line)

\_X\_ Form filed by One Reporting Person Form filed by More than One Reporting

Person

49,615

(City) (State) (Zip) Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned 1. Title of 2. Transaction Date 2A. Deemed 3. 4. Securities Acquired (A) 5. Amount of 7. Nature of Security (Month/Day/Year) Execution Date, if Transactionr Disposed of (D) Securities Ownership Indirect (Instr. 3) Code (Instr. 3, 4 and 5) Beneficially Form: Beneficial (Month/Day/Year) (Instr. 8) Owned Direct (D) Ownership Following or Indirect (Instr. 4) Reported (A) Transaction(s) (Instr. 4) (Instr. 3 and 4) Code Amount (D) Price Common 04/24/2012 S 159 D 49,838 D Stock 39.5015 Common 04/24/2012 S D 3,877 D \$ 39.401 45,961 Stock Common S 04/24/2012 D 12,346 D \$ 39.36 33,615 Stock Common 04/24/2012 M 12,000 Α \$ 23.88 45,615 D Stock Common 04/24/2012 M 4,000 \$ 32.29 D

A

### Edgar Filing: EBAY INC - Form 4

Common 04/24/2012 S 16,000 D \$39.4 33,615 D Stock

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. Transacti Code (Instr. 8)	5. Number of ionDerivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)		6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and Amour Underlying Securit (Instr. 3 and 4)	
				Code V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amo or Num of Sh
Non-Qualified Stock Option (right to buy)	\$ 23.88	04/24/2012		M		12,000	<u>(1)</u>	03/01/2017	Common Stock	12,0
Non-Qualified Stock Option (right to buy)	\$ 32.29	04/24/2012		M		4,000	(2)	03/01/2018	Common Stock	4,0
Non-Qualified Stock Option (right to buy)	\$ 10.5						<u>(3)</u>	03/01/2016	Common Stock	24,5
Non-Qualified Stock Option (right to buy)	\$ 36.59						<u>(4)</u>	04/02/2019	Common Stock	7,6
Restricted Stock Units -1	<u>(5)</u>						<u>(6)</u>	<u>(7)</u>	Common Stock	6,1
Restricted Stock Units -2	<u>(5)</u>						(8)	<u>(7)</u>	Common Stock	19,7
Restricted Stock Units -3	<u>(5)</u>						<u>(9)</u>	<u>(7)</u>	Common Stock	4,0
Restricted Stock Units -4	<u>(5)</u>						(10)	<u>(7)</u>	Common Stock	7,9
Restricted Stock Units -5	<u>(5)</u>						<u>(11)</u>	<u>(7)</u>	Common Stock	6,7
	<u>(5)</u>						(12)	<u>(7)</u>		10,2

Restricted Common Stock Units -6 Stock

### **Reporting Owners**

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

DEPAUL PHILLIP P C/O EBAY INC. 2145 HAMILTON AVE SAN JOSE, CA 95125

VP, Chief Accounting Officer

### **Signatures**

Phillip Patrick DePaul 04/25/2012

\*\*Signature of Date
Reporting Person

## **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) The option grant is subject to a four-year vesting schedule, vesting 12.5% on 9/1/10 and 1/48th per month thereafter.
- (2) The option grant is subject to a four-year vesting schedule, vesting 12.5% on 9/1/11 and 1/48th per month thereafter.
- (3) The option grant is subject to a four-year vesting schedule, vesting 12.5% on 9/1/09 and 1/48th per month thereafter.
- (4) The option grant is subject to a four-year vesting schedule, vesting 12.5% on 10/1/12 and 1/48th per month thereafter.
- (5) Each restricted stock unit represents a contingent right to receive one share of eBay's common stock.
- The reporting person received restricted stock units of 24,500 shares subject to a four-year vesting schedule, vesting 25% on 05/09/09 and 25% annually thereafter.
- (7) Not Applicable.
- The reporting person received 79,150 restricted stock units subject to a four-year vesting schedule, vesting 25% on 3/1/10 and 25% each year thereafter. Upon vesting, the reporting person will receive a number of shares of common stock equal to the number of restricted stock units that have vested.
- The reporting person received 8,166 restricted stock units subject to a four-year vesting schedule, vesting 25% on 9/11/10 and 25% each year thereafter. Upon vesting, the reporting person will receive a number of shares of common stock equal to the number of restricted stock units that have vested.
- The reporting person received 15,870 restricted stock units subject to a four-year vesting schedule, vesting 25% on 3/1/11 and 25% each year thereafter. Upon vesting, the reporting person will receive a number of shares of common stock equal to the number of restricted stock units that have vested.
- The reporting person received 9,000 restricted stock units subject to a four-year vesting schedule, vesting 25% on 3/1/12 and 25% each year thereafter. Upon vesting, the reporting person will receive a number of shares of common stock equal to the number of restricted stock units that have vested.
- The reporting person received 10,200 restricted stock units subject to a four-year vesting schedule, vesting 25% on 4/1/13 and 25% each year thereafter. Upon vesting, the reporting person will receive a number of shares of common stock equal to the number of restricted stock units that have vested.

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.

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