

GREENE DALE E
Form 4
November 02, 2010

FORM 4

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

OMB APPROVAL

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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 *
GREENE DALE E

(Last) (First) (Middle)

COMERICA
INCORPORATED, 1717 MAIN
STREET, MC 6405

(Street)

DALLAS, TX 75201

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol
COMERICA INC /NEW/ [CMA]

3. Date of Earliest Transaction
(Month/Day/Year)
10/29/2010

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

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

___ Director ___ 10% Owner
 Officer (give title below) ___ Other (specify below)
EVP - Business Bank

6. Individual or Joint/Group Filing(Check Applicable Line)
 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

Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))

.. Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

Forward-Looking Statements

Statements in this Current Report on Form 8-K (including the exhibits), including statements regarding Newtek's beliefs, expectations, intentions or strategies for the future, may be forward-looking statements under the Private Securities Litigation Reform Act of 1995. All forward-looking statements involve a number of risks and uncertainties that could cause actual results to differ materially from the plans, intentions and expectations reflected in or suggested by the forward-looking statements. Such risks and uncertainties include, among others, intensified competition, operating problems and their impact on revenues and profit margins, anticipated future business strategies and financial performance, anticipated future number of customers, business prospects, legislative developments and similar matters. Risk factors, cautionary statements and other conditions which could cause Newtek's actual results to differ from management's current expectations are contained in Newtek's filings with the Securities and Exchange Commission. Newtek undertakes no obligation to update any forward-looking statement to reflect events or circumstances that may arise after the date of this filing.

ITEM 5.02 Departure of Directors or Certain Officers; Election of Directors; Appointment of Certain Officers; Compensatory Arrangements of Certain Officers.

On March 7, 2007, Jeffrey G Rubin terminated his Employment Agreement with the Company and resigned as President and Director of the Company. Mr. Rubin entered into a Consulting Agreement with the Company on March 7, 2007 under which he will perform business development consulting services under the direction and direct supervision of the Company's Chief Executive Officer for a one year term, at a salary of \$250,000 per annum. A copy of the Consulting Agreement is filed as Exhibit 99.1 to this Form 8-K.

In connection with his resignation, Mr. Rubin entered into a Termination Agreement dated March 7, 2008 with the Company that provides for a ninety (90) day lock-up of Mr. Rubin's shares, the non disclosure or use confidential information of the Company by Mr. Rubin and an agreement not to solicit employees or customers of the Company for twenty-four (24) months. A copy of the Termination Agreement is filed as Exhibit 99.2 to this Form 8-K.

On March 7, 2007, the Company issued a press release entitled "Newtek Business Services Co-Founder Jeffrey Rubin Resigns." A copy of the press release is filed as Exhibit 99.3 to this Form 8-K.

ITEM 9.01. Financial Statements and Exhibits

(c) Exhibits

99.1 Consulting Agreement dated March 7, 2008 between Newtek Business Services, Inc. and Jeffrey G. Rubin.

99.2 Termination Agreement dated March 7, 2008 between Newtek Business Services, Inc. and Jeffrey G. Rubin.

99.3 Press Release dated March 7, 2008 issued by Newtek Business Services, Inc. entitled Newtek Business Services Co-Founder Jeffrey Rubin Resigns.

SIGNATURES

In accordance with the requirements of the Securities Exchange Act of 1934, the registrant has caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

NEWTEK BUSINESS SERVICES, INC.

Date: March 11, 2008

/s/ Barry Sloane
Barry Sloane
Chairman of the Board, Chief Executive Officer, Secretary

EXHIBIT INDEX**EXHIBIT****NUMBER DESCRIPTION**

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40,000	40,000 D	Employee Stock Option (right to buy) \$ 56.47	01/24/2007 ⁽³⁾ 02/15/2016	Common Stock
32,000	32,000 D	Employee Stock Option (right to buy) \$ 58.98	01/23/2008 ⁽³⁾ 01/23/2017	Common Stock
32,000	32,000 D	Employee Stock Option (right to buy) \$ 37.45	01/22/2009 ⁽³⁾ 01/22/2018	Common Stock
33,000	33,000 D	Employee Stock Option (right to buy) \$ 17.32	01/27/2010 ⁽³⁾ 01/27/2019	Common Stock
26,700	26,700 D	Phantom Stock Units ⁽⁴⁾ ⁽⁵⁾ 10/29/2010 A 490	02/05/2011 ⁽⁶⁾ 02/05/2011 ⁽⁶⁾	Common Stock 490 \$
0	8,726 D	Employee Stock Option (right to buy) \$ 39.16	07/27/2011 ⁽³⁾ 07/27/2020	Common Stock 22,500
		22,500 D		

Reporting Owners**Reporting Owner Name / Address****Relationships**

Director 10% Owner Officer Other

GREENE DALE E
COMERICA INCORPORATED
1717 MAIN STREET, MC 6405
DALLAS, TX 75201

EVP - Business Bank

Signatures

/s/ Jennifer S. Perry, on behalf of Dale E. Greene through Power of Attorney

11/02/2010

**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) Includes shares acquired through employee stock plans, shares purchased with reinvested dividends and stock units held pursuant to a deferred compensation plan as of October 29, 2010.
- (2) Includes shares purchased with reinvested dividends.
- (3) The options vest in four equal annual installments beginning on the date indicated in this column.
- (4) The phantom stock units represent a portion of the reporting person's base salary.
- (5) Each phantom stock unit is the economic equivalent of one share of Comerica Incorporated common stock.
- (6) Phantom stock units will be settled in cash on the earlier to occur of February 5, 2011 or the reporting person's death.

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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