

BEARINGPOINT INC

Form 4

January 04, 2008

**FORM 4**
**UNITED STATES SECURITIES AND EXCHANGE COMMISSION**  
**Washington, D.C. 20549**

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

## OMB APPROVAL

OMB  
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(Print or Type Responses)

1. Name and Address of Reporting Person \*  
Harbach F Edwin

(Last) (First) (Middle)

1676 INTERNATIONAL DRIVE

(Street)

MCLEAN, VA 22102

(City) (State) (Zip)

2. Issuer Name **and** Ticker or Trading  
Symbol  
BEARINGPOINT INC [BE]

3. Date of Earliest Transaction  
(Month/Day/Year)  
01/02/2008

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)

CEO and President

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**

| 1. Title of<br>Security<br>(Instr. 3) | 2. Transaction Date<br>(Month/Day/Year) | 2A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 3. Transaction<br>Code<br>(Instr. 8) | 4. Securities<br>Acquired (A) or<br>Disposed of (D)<br>(Instr. 3, 4 and 5) | 5. Amount of<br>Securities<br>Beneficially<br>Owned<br>Following<br>Reported<br>Transaction(s)<br>(Instr. 3 and 4) | 6. Ownership<br>Form: Direct<br>(D) or Indirect<br>(I)<br>(Instr. 4) | 7. Nature of<br>Indirect<br>Beneficial<br>Ownership<br>(Instr. 4) |
|---------------------------------------|-----------------------------------------|-------------------------------------------------------------|--------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------|-------------------------------------------------------------------|
|                                       |                                         |                                                             | Code                                 | V                                                                          | Amount                                                                                                             | (D)                                                                  | Price                                                             |

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

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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<br>Derivative<br>Security | 2. Conversion<br>or Exercise | 3. Transaction Date<br>(Month/Day/Year) | 3A. Deemed<br>Execution Date, if<br>any | 4. Transaction<br>Code | 5. Number of<br>Derivative<br>Securities | 6. Date Exercisable and<br>Expiration Date<br>(Month/Day/Year) | 7. Title and Amount<br>Underlying Securities<br>(Instr. 3 and 4) |
|---------------------------------------|------------------------------|-----------------------------------------|-----------------------------------------|------------------------|------------------------------------------|----------------------------------------------------------------|------------------------------------------------------------------|
|---------------------------------------|------------------------------|-----------------------------------------|-----------------------------------------|------------------------|------------------------------------------|----------------------------------------------------------------|------------------------------------------------------------------|

## Edgar Filing: BEARINGPOINT INC - Form 4

| (Instr. 3)                                       | Price of<br>Derivative<br>Security | (Month/Day/Year) | (Instr. 8) | Acquired (A) or<br>Disposed of (D)<br>(Instr. 3, 4, and 5) | Code | V | (A)       | (D) | Date<br>Exercisable | Expiration<br>Date | Title           | Amount<br>Number<br>Shares |
|--------------------------------------------------|------------------------------------|------------------|------------|------------------------------------------------------------|------|---|-----------|-----|---------------------|--------------------|-----------------|----------------------------|
| Employee<br>Stock<br>Option<br>(Right to<br>Buy) | \$ 2.76                            | 01/02/2008       |            |                                                            | A    |   | 1,232,600 |     | (1)                 | 01/02/2018         | Common<br>Stock | 1,232,600                  |
| Restricted<br>Stock<br>Units                     | (2)                                | 01/02/2008       |            |                                                            | A    |   | 199,275   |     | (3)                 | (4)                | Common<br>Stock | 199,275                    |

## Reporting Owners

| Reporting Owner Name / Address                                  | Relationships |           |                   |       |
|-----------------------------------------------------------------|---------------|-----------|-------------------|-------|
|                                                                 | Director      | 10% Owner | Officer           | Other |
| Harbach F Edwin<br>1676 INTERNATIONAL DRIVE<br>MCLEAN, VA 22102 | X             |           | CEO and President |       |

## Signatures

Christine Chang, Attorney-in-Fact for F. Edwin Harbach

01/04/2008

\_\_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 Compensation Committee of the Board of Directors of BearingPoint, Inc. (the "Company") approved a stock option grant to Mr. Harbach as of January 2, 2008, to purchase up to 1,232,600 shares of BearingPoint common stock. The option vests in four equal installments on January 2 in each of 2009, 2010, 2011 and 2012.

(2) Each restricted stock unit ("RSU") represents a contingent right to receive one share of BearingPoint, Inc. common stock or the cash equivalent.

The Compensation Committee of the Board of Directors of the Company approved a grant of 199,275 RSUs to Mr. Harbach as of January 2, 2008, which vest on each anniversary of the grant date as follows: 49,818 RSUs vest on January 2, 2009, and 49,819 RSUs vest on January 2 in each of 2010, 2011 and 2012.

(4) The grant of RSUs does not expire.

(5) None.

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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