

HOME PROPERTIES INC
Form 4
December 29, 2010

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

OMB APPROVAL

OMB Number: 3235-0287
Expires: January 31, 2015
Estimated average burden hours per response... 0.5

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 *
PETTINELLA EDWARD J

(Last) (First) (Middle)

C/O HOME PROPERTIES, 850
CLINTON SQ

(Street)

ROCHESTER, NY 14604

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol
HOME PROPERTIES INC [HME]

3. Date of Earliest Transaction
(Month/Day/Year)
12/27/2010

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)
CEO

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 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	(D)	Price
Common Stock, Par Value \$0.01	12/27/2010		M		25,000	A	\$ 27.01
Common Stock, Par Value \$0.01	12/27/2010		S		25,000	D	\$ 55.5371 (1)
Common Stock, Par Value \$0.01	12/27/2010		M		25,000	A	\$ 27.01

Edgar Filing: HOME PROPERTIES INC - Form 4

Common Stock, Par Value \$.01	12/27/2010	S	25,000	D	\$ 55.4378 <u>(2)</u>	244,399	D
Common Stock, Par Value \$.01	12/28/2010	M	20,698	A	\$ 27.01	265,097	D
Common Stock, Par Value \$.01	12/28/2010	S	20,698	D	\$ 55.6992 <u>(3)</u>	244,399	D
Common Stock, Par Value \$.01	12/28/2010	M	3,702	A	\$ 27.01	248,101	D
Common Stock, Par Value \$.01	12/28/2010	S	3,702	D	\$ 55.6413 <u>(4)</u>	244,399	D

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.

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 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)	Amount or Number of Shares	
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	
Option to Purchase Common Stock	\$ 27.01	12/27/2010		M	50,000	02/07/2002	02/07/2011	common stock	50,000
Option to Purchase Common Stock	\$ 27.01	12/28/2010		M	24,400	02/07/2002	02/07/2011	common stock	24,400

Stock

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
PETTINELLA EDWARD J C/O HOME PROPERTIES 850 CLINTON SQ ROCHESTER, NY 14604	X		CEO	

Signatures

/s/ Edward J. Pettinella, By Ann M. McCormick,
attorney-in-fact

12/29/2010

**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) Represents the weighted average sales price with shares sold at prices ranging from \$55.50 to \$55.61. Upon request by the commission staff, the issuer, or a security holder of the issuer, the Reporting Person will provide full information regarding the number of shares sold at each separate price.
 - (2) Represents the weighted average sales price with shares sold at prices ranging from \$55.40 to \$55.54. Upon request by the commission staff, the issuer, or a security holder of the issuer, the Reporting Person will provide full information regarding the number of shares sold at each separate price.
 - (3) Represents the weighted average sales price with shares sold at prices ranging from \$55.65 to \$55.74. Upon request by the commission staff, the issuer, or a security holder of the issuer, the Reporting Person will provide full information regarding the number of shares sold at each separate price.
 - (4) Represents the weighted average sales price with shares sold at prices ranging from \$55.61 to \$55.67. Upon request by the commission staff, the issuer, or a security holder of the issuer, the Reporting Person will provide full information regarding the number of shares sold at each separate price.

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.