

SMITH DEREK V  
Form 4  
February 03, 2005

# 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  
Number: 3235-0287  
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2005  
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(Print or Type Responses)

1. Name and Address of Reporting Person \*  
SMITH DEREK V

(Last) (First) (Middle)

1000 ALDERMAN DRIVE

(Street)

ALPHARETTA, GA 30005

(City) (State) (Zip)

2. Issuer Name **and** Ticker or Trading  
Symbol  
CHOICEPOINT INC [CPS]

3. Date of Earliest Transaction  
(Month/Day/Year)  
02/01/2005

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)

Chairman & 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<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 Acquired (A)<br>or 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:<br>Direct (D)<br>or Indirect<br>(I)<br>(Instr. 4) | 7. Nature of<br>Indirect<br>Beneficial<br>Ownership<br>(Instr. 4) |
|---------------------------------------|-----------------------------------------|-------------------------------------------------------------|--------------------------------------|-------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------|-------------------------------------------------------------------|
| Common<br>stock                       |                                         |                                                             |                                      | (A)<br>or<br>(D)                                                        | Price                                                                                                              |                                                                         | By<br>Daughter's<br>Trust                                         |
| Common<br>stock                       |                                         |                                                             |                                      |                                                                         |                                                                                                                    | 18,959 I                                                                | By Son's<br>Trust                                                 |
| Common<br>stock                       |                                         |                                                             |                                      |                                                                         |                                                                                                                    | 400 I                                                                   | By Wife                                                           |
| Common<br>Stock <sup>(1)</sup>        | 12/31/2004 <sup>(1)</sup>               | 12/31/2004 <sup>(1)</sup>                                   | A                                    | 947 A                                                                   | \$ 29,701                                                                                                          | I                                                                       | By 401(k)<br>Plan                                                 |
| Common<br>Stock                       | 02/01/2005                              | 02/01/2005                                                  | F                                    | 3,396 D                                                                 | \$ 409,744                                                                                                         | D                                                                       |                                                                   |

# Edgar Filing: SMITH DEREK V - Form 4

|              |            |            |   |        |   |            |         |   |
|--------------|------------|------------|---|--------|---|------------|---------|---|
| Common Stock | 02/01/2005 | 02/01/2005 | M | 21,140 | A | \$ 6.5908  | 430,884 | D |
| Common Stock | 02/01/2005 | 02/01/2005 | S | 21,140 | D | \$ 45.7302 | 409,744 | 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<br>Derivative<br>Security<br>(Instr. 3) | 2. Conversion<br>or Exercise<br>Price of<br>Derivative<br>Security | 3. Transaction Date<br>(Month/Day/Year) | 3A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 4. Transaction<br>Code<br>(Instr. 8) | 5. Number of<br>Derivative<br>Securities Acquired<br>(A) or Disposed of<br>(D)<br>(Instr. 3, 4, and 5) | 6. Date Exercisable and Expiration<br>Date<br>(Month/Day/Year) |     | 7. Title and A<br>of Underlying<br>Securities<br>(Instr. 3 and 4) |                           |        |
|-----------------------------------------------------|--------------------------------------------------------------------|-----------------------------------------|-------------------------------------------------------------|--------------------------------------|--------------------------------------------------------------------------------------------------------|----------------------------------------------------------------|-----|-------------------------------------------------------------------|---------------------------|--------|
|                                                     |                                                                    |                                         |                                                             | Code                                 | V                                                                                                      | (A)                                                            | (D) | Date Exercisable                                                  | Expiration Date           | Title  |
| Stock<br>option,<br>right to<br>buy <sup>(2)</sup>  | \$ 46.12                                                           | 02/01/2005                              | 02/01/2005                                                  | A                                    | 2,168                                                                                                  |                                                                |     | 02/01/2008 <sup>(2)</sup>                                         | 02/01/2015 <sup>(2)</sup> | common |
| Stock<br>option,<br>right to<br>buy <sup>(3)</sup>  | \$ 46.12                                                           | 02/01/2005                              | 02/01/2005                                                  | A                                    | 47,832                                                                                                 |                                                                |     | 02/01/2008 <sup>(3)</sup>                                         | 02/01/2015 <sup>(3)</sup> | common |
| Stock<br>option,<br>right to<br>buy <sup>(4)</sup>  | \$ 46.12                                                           | 02/01/2005                              | 02/01/2005                                                  | A                                    | 50,000                                                                                                 |                                                                |     | <sup>(4)</sup>                                                    | <sup>(4)</sup>            | common |
| Phantom<br>stock<br>units <sup>(5)</sup>            | \$ 46.12                                                           | 02/01/2005                              | 02/01/2005                                                  | A                                    | 50,000                                                                                                 |                                                                |     | <sup>(5)</sup>                                                    | <sup>(5)</sup>            | common |
| Stock<br>option,<br>right to<br>buy                 | \$ 6.5908                                                          | 02/01/2005                              | 02/01/2005                                                  | A                                    |                                                                                                        | 21,140                                                         |     | 01/31/1997                                                        | 01/31/2006                | common |

## Reporting Owners

Reporting Owner Name / Address Relationships

## Edgar Filing: SMITH DEREK V - Form 4

Director    10% Owner    Officer    Other

SMITH DEREK V  
1000 ALDERMAN DRIVE    X    Chairman & CEO  
ALPHARETTA, GA 30005

## Signatures

David W. Davis, Attorney-in-Fact for Derek V.  
Smith

02/03/2005

\_\_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) Shares acquired through the ChoicePoint Inc. 401(k) Plan during 2004 at prices ranging from \$38.09 to \$45.99 per share.
- (2) Incentive stock option granted under the ChoicePoint Inc. 2003 Omnibus Incentive Plan with 100% vesting 2/1/08.
- (3) Non-qualified stock option granted under the ChoicePoint Inc. 2003 Omnibus Stock Incentive Plan with 100% vesting 2/1/08.  
Non-qualified stock option granted under the ChoicePoint Inc. 2003 Omnibus Stock Incentive Plan. Accelerated vesting based on
- (4) pre-determined increases in performance and Company stock. 100% vests after seven years regardless of Company performance or stock price.
- (5) Grant of phantom shares under the ChoicePoint Inc. 2003 Omnibus Incentive Plan, vests in April 2010 at the expiration of a three-year extension of employment agreement.

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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