Edgar Filing: Moles Robert - Form 4

| Moles Robert Form 4 July 27, 2010 | | | | | | | | | | |
|---|-------------------------------|----------------|---|---|------------------------|------------------|--|--|----------------------|--|
| FORM | 4 UNITE | ED STATE | S SECURI | TIES AN | D EXCI | HANGE C | OMMISSION | | PPROVAL | |
| Washington, D.C. 20549 | | | | | | | | | 3235-0287 | |
| if no longer | r | 'FMFNT (|)F CHANG | FS IN R | FNFFIC | WO IAF | NERSHIP OF | Expires: | January 31, 2005 | |
| subject to Section 16. Form 4 or | S | SECURI | FIES | | | | timated average rden hours per sponse 0.5 | | | |
| Form 5 obligations may contin <i>See</i> Instruct 1(b). | ue. Section | 17(a) of the | | ity Holdi | ng Comp | any Act of | e Act of 1934, 71935 or Sectio 0 | n | | |
| (Print or Type Re | sponses) | | | | | | | | | |
| 1. Name and Address of Reporting Person <u>*</u> Moles Robert | | | Symbol | 2. Issuer Name and Ticker or Trading Symbol | | | | 5. Relationship of Reporting Person(s) to Issuer | | |
| | | | HERITA([HTBK] | GE COM | MERCE | CORP | (Chec | ck all applicable | :) | |
| (Last) 150 ALMAD | (First) EN BOULE | (Middle) | 3. Date of E (Month/Day 07/26/201 | /Year) | saction | | X Director Officer (give below) | | Owner er (specify | |
| SAN JOSE, C | (Street) CA 95113 | | 4. If Amend Filed(Month | | Original | | 6. Individual or Jo Applicable Line) _X_ Form filed by 0 Form filed by N Person | | rson | |
| (City) | (State) | (Zip) | Table] | I - Non-Dei | ivative Se | curities Acq | uired, Disposed of | f, or Beneficial | ly Owned | |
| 1.Title of Security (Instr. 3) | 2. Transaction (Month/Day/ | Year) Exectany | Deemed ution Date, if uth/Day/Year) | 3. Transactic Code (Instr. 8) Code V | Disposed (Instr. 3, | (A) or of (D) | 5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | | |
| Heritage Commerce Corp - Common Stock | | | | | | | 72,009 | D | | |
| Heritage Commerce Corp - Common Stock | | | | | | | 18,295 | I | Indirect by spouse | |

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

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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. 5. Number Transaction f Derivative Code Securities (Instr. 8) Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) | | 6. Date Exercisable and Expiration Date (Month/Day/Year) | | 7. Title and Ame Underlying Secu (Instr. 3 and 4) |
|---|---|---|---|---|---------|--|--------------------|---|
| | | | | Code V | (A) (D) | Date Exercisable | Expiration Date | Title |
| Non-Qualified Stock Option (right to buy) | \$ 3.57 | 07/26/2010 | | A | 3,500 | 07/26/2010 <u>(1)</u> | 07/26/2020 | Heritage Commerce Corp - Common Stock |
| Non-Qualified Stock Option (right to buy) | \$ 7.43 | | | | | 05/04/2009 <u>(1)</u> | 05/04/2019 | Heritage Commerce Corp - Common Stock |
| Non-Qualified Stock Option (right to buy) | \$ 17.44 | | | | | 10/28/2004 | 10/28/2014 | Heritage Commerce Corp - Common Stock |
| Non-Qualified Stock Option (right to buy) | \$ 18.01 | | | | | 05/26/2005 | 05/26/2015 | Heritage Commerce Corp - Common Stock |
| Non-Qualified Stock Option (right to buy) | \$ 23.85 | | | | | 08/03/2006 | 08/03/2016 | Heritage Commerce Corp - Common Stock |
| Non-Qualified Stock Option (right to buy) | \$ 23.89 | | | | | 05/04/2007 | 05/04/2017 | Heritage Commerce Corp - |

Reporting Owners

 Reporting Owner Name / Address

 Director
 10% Owner
 Officer
 Other

 Moles Robert
 150 ALMADEN BOULEVARD
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* 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) Stock option vests daily in four years.

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.