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CONSTANT CHRISTOPHER J Form 4 February 28, 2013 OMB APPROVAL FORM 4 UNITED STATES SECURITIES AND EXCHANGE COMMISSION OMB 3235-0287 Washington, D.C. 20549 Number: Check this box January 31, Expires: if no longer 2005 STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF subject to Estimated average **SECURITIES** Section 16. burden hours per Form 4 or response... 0.5 Form 5 Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, obligations Section 17(a) of the Public Utility Holding Company Act of 1935 or Section may continue. 30(h) of the Investment Company Act of 1940 See Instruction 1(b). (Print or Type Responses) 1. Name and Address of Reporting Person * 5. Relationship of Reporting Person(s) to 2. Issuer Name and Ticker or Trading CONSTANT CHRISTOPHER J Issuer Symbol GETTY REALTY CORP /MD/ (Check all applicable) [GTY] 3. Date of Earliest Transaction (Last) (First) (Middle) Director 10% Owner Other (specify X_Officer (give title (Month/Day/Year) below) below) C/O GETTY REALTY CORP, 125 02/26/2013 Assistant VP & Treasurer JERICHO TURNPIKE, SUITE 103 (Street) 4. If Amendment, Date Original 6. Individual or Joint/Group Filing(Check Filed(Month/Day/Year) Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting JERICHO, NY 11753 Person (City) (State) (Zip) Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned 5. Amount of 1. Title of 2. Transaction Date 2A. Deemed 3. 4. Securities 6. Ownership 7. Nature of Security (Month/Day/Year) Execution Date, if TransactionAcquired (A) or Securities Form: Direct Indirect (Instr. 3) anv Code Disposed of (D) Beneficially (D) or Indirect Beneficial (Instr. 3, 4 and 5) Ownership (Month/Day/Year) (Instr. 8) Owned (I) (Instr. 4) Following (Instr. 4) Reported (A) Transaction(s) or (Instr. 3 and 4) Code V Amount (D) Price Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly. Persons who respond to the collection of SEC 1474 information contained in this form are not (9-02)required to respond unless the form displays a currently valid OMB control number. Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

 1. Title of
 2.
 3. Transaction Date
 3A. Deemed
 4.
 5. Number
 6. Date Exercisable and
 7. Title and Amount of
 8. Pr

 Derivative
 Conversion
 (Month/Day/Year)
 Execution Date, if
 Transaction of Derivative
 Expiration Date
 Underlying Securities
 Derivative

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| Security (Instr. 3) | or Exercise Price of Derivative Security | | any (Month/Day/Year) | Code (Instr. 8) | Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) | | (Month/Day/Year) | | (Instr. 3 and 4) | | Secu (Inst |
|--------------------------|---|------------|-------------------------|--------------------|---|-----|---------------------|--------------------|------------------|--|---------------|
| | | | | Code V | (A) | (D) | Date Exercisable | Expiration Date | Title | Amount or Number of Shares | |
| Restricted Stock Unit | <u>(1)</u> <u>(2)</u> | 02/26/2013 | 02/26/2013 | А | 4,000 | | (2) | (2) | Common Stock | 4,000 (1) | <u> (</u> |
| Restricted Stock Unit | (3) (4) | 02/26/2013 | 02/26/2013 | А | 3,750 | | (4) | (4) | Common Stock | 3,750 (3) | Ĺ |

Reporting Owners

| Reporting Owner Name / Address | | | Relationships | | | |
|---|----------|-----------|--------------------------|-------|--|--|
| | Director | 10% Owner | Officer | Other | | |
| CONSTANT CHRISTOPHER J C/O GETTY REALTY CORP 125 JERICHO TURNPIKE, SUITE 103 JERICHO, NY 11753 | | | Assistant VP & Treasurer | | | |
| Signaturaa | | | | | | |

Signatures

/s/ Christopher J. 02/28/2013 Constant

**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) Each RSU is settled for 1 share of common stock or the cash equivalent upon the settlement date noted in footnote (2) below.
- Restricted Stock Units vest ratably over five years commencing on the first anniversary of the date of grant and are settled in cash or(2) common stock, in the discretion of the Compensation Committee, upon the earlier of the tenth anniversary of the grant date or termination of employment.
- (3) Each RSU is settled for 1 share of common stock or the cash equivalent upon the settlement date noted in footnote (4) below.
- (4) Restricted Stock Units vest ratably over five years commencing on the date of grant and are settled in cash or common stock, in the discretion of the Compensation Committee, upon the earlier of the tenth anniversary of the grant date or termination of employment.
- (5) The RSU's were received by Mr. Constant for no consideration.

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.