COOPER MILTON

Form 4

February 22, 2019

FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

SECURITIES

OMB 3235-0287

OMB APPROVAL

Number:

Expires:

January 31, 2005

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.

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

1(b).

(Print or Type Responses)

See Instruction

1. Name and Address of Reporting Person * COOPER MILTON

2. Issuer Name and Ticker or Trading Symbol

GETTY REALTY CORP /MD/

Issuer

below)

(Check all applicable)

5. Relationship of Reporting Person(s) to

(Last)

(First) (Middle) 3. Date of Earliest Transaction

[GTY]

_X__ Director Officer (give title

10% Owner Other (specify

(Month/Day/Year) C/O KIMCO REALTY CORP, 3333 02/20/2019

NEW HYDE PARK RD STE 100

(Street)

4. If Amendment, Date Original

Filed(Month/Day/Year)

Applicable Line)

X Form filed by One Reporting Person Form filed by More than One Reporting

6. Individual or Joint/Group Filing(Check

HYDE PARK, NY 11042

| (City) | (State) | (Zip) Tab | le I - Non- | Derivative S | Securit | ies Acq | uired, Disposed | of, or Benefic | ially Owned | |
|--------------------------------------|---|---|--|--|-----------|---------|--|--|---|--|
| 1.Title of Security (Instr. 3) | 2. Transaction Date (Month/Day/Year) | 2A. Deemed Execution Date, if any (Month/Day/Year) | 3. Transactic Code (Instr. 8) | 3. 4. Securities Acquired Transaction(A) or Disposed of (D) Code (Instr. 3, 4 and 5) | | | 5. Amount of Securities Beneficially Owned Following Reported Transaction(s) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Indirect Beneficial Ownership (Instr. 4) | |
| | | | Code V | Amount | or (D) | Price | (Instr. 3 and 4) | (Instr. 1) | | |
| Common Stock | 02/20/2019 | 02/20/2019 | J | 400,132 | D | \$0 | 28,077 (1) | D | | |
| Common Stock | 02/20/2019 | 02/20/2019 | J | 400,132 | A | \$0 | 1,051,137 <u>(2)</u> <u>(3)</u> | I | As Trustee | |
| Common Stock | | | | | | | 31,360 (1) | I | Held by Charitable Foundation | |
| Common Stock | | | | | | | 77,354 (1) | I | By Spouse | |
| | | | | | | | 134,052 | I | By CLS | |

Common Stock

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 required to respond unless the form displays a currently valid OMB control number.

(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. Transactic Code (Instr. 8) | 5. DriNumber of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, | . | ate | 7. Title and Amount of Underlying Securities (Instr. 3 and | nt of lying ities | 8. Price of Derivative Security (Instr. 5) | 9. Nu Deriv Secur Bene Owne Follo Repo Trans (Instr |
|---|---|--------------------------------------|---|--|--|---------------------|--------------------|--|--|---|---|
| | | | | Code V | 4, and 5) (A) (D) | Date Exercisable | Expiration Date | Title | Amount or Number of Shares | | |

Reporting Owners

Relationships Reporting Owner Name / Address

> Director 10% Owner Officer Other

COOPER MILTON C/O KIMCO REALTY CORP 3333 NEW HYDE PARK RD STE 100 HYDE PARK, NY 11042



Signatures

/s/ Milton 02/22/2019 Cooper

**Signature of Date Reporting Person

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).
- Increase in securities is the result of the reporting person being enrolled in Issuer's Dividend Reinvestment Program.
- (2) Shares were previously erroneously reported as directly owned when in fact they are indirectly owned (by a revocable trust with respect to which the reporting person is sole trustee). The correction does not result in any change in the amount of securities owned by the

Reporting Owners 2

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reporting person.

(3) Transfer, for estate planning purposes, to Milton Cooper 2013 Revocable Trust u/a/d 7/31/13, with respect to which the reporting person is the sole trustee.

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.