

DETTINGER WARREN W
Form 4
November 12, 2009

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

OMB APPROVAL

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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 *
DETTINGER WARREN W

2. Issuer Name and Ticker or Trading Symbol
DIEBOLD INC [DBD]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)

3. Date of Earliest Transaction (Month/Day/Year)
11/09/2009

___ Director ___ 10% Owner
 Officer (give title below) ___ Other (specify below)
VP & Gen Counsel

C/O DIEBOLD, INCORPORATED, 5995 MAYFAIR ROAD

(Street)

4. If Amendment, Date Original Filed(Month/Day/Year)

6. Individual or Joint/Group Filing(Check Applicable Line)
 Form filed by One Reporting Person
___ Form filed by More than One Reporting Person

NORTH CANTON, OH 44720

(City) (State) (Zip)

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					6,211	I	401(k) ⁽¹⁾
Common Stock	11/09/2009		M	2,500 A \$ 22.88	27,023	D	
Common Stock	11/09/2009		S	2,500 D \$ 27.5823	24,523 ⁽²⁾	D	

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

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SEC 1474 (9-02)

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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. 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 Security (Instr. 3 and 4)	Amount or Number of Shares	
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	
Non-qualified Stock Option	\$ 22.88	11/09/2009		M	2,500	01/27/2001	01/26/2010	Common Stock	2,500
Non-qualified Stock Option	\$ 28.69					02/07/2002	02/06/2011	Common Stock	6,000
Non-qualified Stock Option	\$ 36.59					02/06/2003	02/05/2012	Common Stock	9,000
Non-qualified Stock Option	\$ 36.31					02/05/2004	02/04/2013	Common Stock	12,000
Non-qualified Stock Option	\$ 53.1					02/11/2005	02/10/2014	Common Stock	9,500
Non-qualified Stock Option	\$ 55.23					02/10/2006	02/09/2015	Common Stock	8,700
Non-qualified Stock Option	\$ 39.43					02/20/2007	02/19/2016	Common Stock	9,000
Non-qualified Stock Option	\$ 47.27					02/14/2008	02/13/2017	Common Stock	8,500
Non-qualified Stock Option	\$ 25.53					02/13/2009	02/12/2018	Common Stock	9,500
Non-qualified Stock Option	\$ 24.79					02/11/2010	02/10/2019	Common Stock	12,000

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
DETTINGER WARREN W C/O DIEBOLD, INCORPORATED			VP & Gen Counsel	

5995 MAYFAIR ROAD
NORTH CANTON, OH 44720

Signatures

J.Wm.Sekula, Att'y-in-fact for Warren W.
Dettinger

11/12/2009

____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) Number of 401(k) shares owned as of the most recent statement; fractional shares omitted.
- (2) Number includes restricted stock units

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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