

Enservco Corp
Form 4
July 20, 2016

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
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(Print or Type Responses)

1. Name and Address of Reporting Person *
Devers Robert J

(Last) (First) (Middle)

501 S. CHERRY STREET, SUITE
1000

(Street)

DENVER, CO 80246

(City) (State) (Zip)

2. Issuer Name **and** Ticker or Trading
Symbol

Enservco Corp [ENSV]

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

07/18/2016

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) below)

Chief Financial Officer

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 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)
Common Stock			Code V	Amount (D) Price	4,315	D	

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

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information contained in this form are not
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SEC 1474
(9-02)

**Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned
(e.g., puts, calls, warrants, options, convertible securities)**

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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 Underlying Securities (Instr. 3 and 4)			
				Code	V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Stock Option	\$ 1.27	07/18/2016 ⁽¹⁾		D			50,000	⁽¹⁾	04/29/2018	Common Stock	50,000
Stock Option	\$ 1	07/18/2016 ⁽²⁾		D			50,000	⁽²⁾	07/25/2018	Common Stock	50,000
Stock Option	\$ 1.74	07/18/2016 ⁽³⁾		D			40,000	⁽³⁾	04/08/2020	Common stock	40,000
Stock Option	\$ 0.6	07/18/2016 ⁽⁴⁾		D			25,000	⁽⁴⁾	05/05/2021	Common Stock	25,000
Stock Option	\$ 1.27 ⁽⁵⁾	07/18/2016 ⁽⁶⁾		A		50,000		⁽⁶⁾	10/29/2018	Common Stock	50,000
Stock Option	\$ 1 ⁽⁵⁾	07/18/2016 ⁽⁷⁾		A		50,000		⁽⁷⁾	07/25/2018	Common stock	50,000
Stock Option	\$ 1.74 ⁽⁵⁾	07/18/2016 ⁽⁸⁾		A		40,000		⁽⁸⁾	04/08/2020	Common Stock	40,000
Stock Option	\$ 0.65 ⁽⁵⁾	07/18/2016 ⁽⁹⁾		A		25,000		⁽⁹⁾	05/05/2021	Common Stock	25,000
Stock Option	\$ 2.25							⁽¹⁰⁾	01/30/2019	Common Stock	50,000

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Devers Robert J 501 S. CHERRY STREET, SUITE 1000 DENVER, CO 80246			Chief Financial Officer	

Signatures

/s/ Robert J.
Devers

07/18/2016

 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) This transaction involves rescission of a prior grant pursuant to an agreement dated July 18, 2016 between the Company and the Reporting Person in connection with securities granted which were in excess of the limits authorized by Enservco's 2010 Stock Incentive Plan. As of the date of the rescission, the forfeited options to acquire 50,000 shares were vested. The remaining options to acquire 100,000 shares remain vested as of the date hereof.

(2) This transaction involves rescission of a prior grant pursuant to an agreement dated July 18, 2016 between the Company and the Reporting Person in connection with securities granted which were in excess of the limits authorized by Enservco's 2010 Stock Incentive Plan. As of the date of the rescission, the forfeited options to acquire 50,000 shares were vested.

(3) This transaction involves rescission of a prior grant pursuant to an agreement dated July 18, 2016 between the Company and the Reporting Person in connection with securities granted which were in excess of the limits authorized by Enservco's 2010 Stock Incentive Plan. As of the date of the rescission, the forfeited options to acquire 40,000 shares were unvested. Of the remaining options acquire 100,000 shares, options to acquire 46,666 shares vest on 1/1/16 and thereafter options to acquire 46,667 shares will vest on 1/1/17 and options to acquire 6,667 shares will vest on 1/1/18, in both cases if the conditions to vesting exist on such date.

(4) This transaction involves rescission of a prior grant pursuant to an agreement dated July 18, 2016 between the Company and the Reporting Person in connection with securities granted which were in excess of the limits authorized by Enservco's 2010 Stock Incentive Plan. As of the date of the rescission, the forfeited options to acquire 25,000 shares were unvested. Of the remaining options acquire 100,000 shares, options to acquire 41,667 shares will vest on 12/31/16, options to acquire 41,667 will vest on 12/31/17, and options to acquire 16,666 shares vest on 12/31/18, in each case if the conditions to vesting exist on such date.

(5) The exercise price per share of the new option grant is the higher of the exercise price of the forfeited options or the closing sale price of the Company's common stock on July 7, 2016, the date of approval of the new option grant and related agreements by a special independent committee of the Board of Directors (the "Special Committee").

(6) The options were granted pursuant to an agreement dated July 18, 2016 between the Company and the Reporting Person and are subject to approval by Enservco's stockholders of its 2016 Stock Incentive Plan (the "2016 Plan"). If the 2016 Plan is approved by stockholders, options to acquire 50,000 shares will vest on the date of stockholder approval.

(7) The options were granted pursuant to an agreement dated July 18, 2016 between the Company and the Reporting Person and are subject to approval by Enservco's stockholders of the 2016 Stock Plan. If the 2016 Plan is approved by stockholders, options to acquire 50,000 shares will vest on the date of stockholder approval.

(8) The options were granted pursuant to an agreement dated July 18, 2016 between the Company and the Reporting Person and are subject to approval by Enservco's stockholders of the 2016 Stock Plan. If the 2016 Plan is approved by stockholders, options to acquire 40,000 shares will vest on 1/1/18, if the conditions to vesting exist on such date.

(9) The options were granted pursuant to an agreement dated July 18, 2016 between the Company and the Reporting Person and are subject to approval by Enservco's stockholders of the 2016 Stock Plan. If the 2016 Plan is approved by stockholders, options to acquire 25,000 shares will vest on 12/31/18, if the conditions to vesting exist on such date.

(10) Options to acquire 16,667 shares vested on 1/1/15; 16,667 on 1/1/16; and the remaining options will vest on 1/1/17, if the conditions to vesting exist on such date.

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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