#### DONOFRIO NICHOLAS M

Form 4

February 05, 2009

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

**OMB** 

3235-0287 Number:

**OMB APPROVAL** 

January 31, Expires: 2005

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if no longer subject to Section 16. Form 4 or Form 5

Check this box

obligations may continue. See Instruction

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)

1. Name and Address of Reporting Person \* DONOFRIO NICHOLAS M

2. Issuer Name and Ticker or Trading Symbol

5. Relationship of Reporting Person(s) to

Issuer

Bank of New York Mellon CORP

[BK]

02/03/2009

(Check all applicable)

(Middle)

(Zip)

(Last)

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

X\_ Director Officer (give title

10% Owner Other (specify

IBM CORPORATION, C/O SECRETARY'S OFFICE, NEW ORCHARD ROAD

(Street)

(First)

4. If Amendment, Date Original

6. Individual or Joint/Group Filing(Check

Applicable Line)

Filed(Month/Day/Year)

\_X\_ Form filed by One Reporting Person

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

ARMONK, NY 10504

(City)

1.Title of 2. Transaction Date 2A. Deemed

4. Securities Acquired (A) or 5. Amount of

Form filed by More than One Reporting

Security (Month/Day/Year) Execution Date, if (Instr. 3) (Month/Day/Year)

(State)

TransactionDisposed of (D) Code (Instr. 3, 4 and 5) (Instr. 8)

7. Nature of Indirect Securities Ownership Beneficially Beneficial Form: Owned Direct (D) Ownership Following or Indirect (Instr. 4) Reported (I)

(Instr. 4)

(A) or Code V Amount (D)

Transaction(s) (Instr. 3 and 4)

Common 02/03/2009 Stock

Price \$ 233.085 Α (1) 25.1513

24,659.689

D

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)

#### Edgar Filing: DONOFRIO NICHOLAS M - Form 4

	2.	3. Transaction Date		4.	5.	6. Date Exerc		7. Titl		8. Price of	9. Nu
Derivative Security (Instr. 3)	Conversion or Exercise Price of Derivative Security	(Month/Day/Year)	Execution Date, if any (Month/Day/Year)	Transact Code (Instr. 8)	orNumber of Derivativ Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	<b>:</b>		Amou Under Securi (Instr.	lying	Derivative Security (Instr. 5)	Deriv Secur Bene Own Follo Repo Trans (Instr
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares		

# **Reporting Owners**

Reporting Owner Name / Address

Director 10% Owner Officer Other

DONOFRIO NICHOLAS M IBM CORPORATION, C/O SECRETARY'S OFFICE NEW ORCHARD ROAD ARMONK, NY 10504

X

# **Signatures**

/s/ Arlie R. Nogay, Attorney-in-Fact

02/05/2009

\*\*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) Dividend reinvestment in Stock Account of Deferred Compensation Plan for Non-Employee Directors of The Bank of New York Company, Inc.

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.

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