SEC Form 4

 \square

Employee Stock Option (Right to Buy)

Employee Stock Option (Right to

Buy)

\$7.<mark>0</mark>3

\$6.36

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

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934

OMB APPROVAL OMB Number: 3235-0287 Estimated average burden 0.5 hours per response:

								. ,			Company Ac									
1. Name and Address of Reporting Person*						2. Issuer Name and Ticker or Trading Symbol BioScrip, Inc. [BIOS]								5. Relationship of Reporting Person(s) to Issuer (Check all applicable)						
FRIEDMAN RICHARD H														2	X Director			109	% Owr	ier
						3. Date of Earliest Transaction (Month/Day/Year)								2	X Officer (give title		tle		ner (sp ow)	ecify
(Last) (First) (Middle)						1/13/2		liest IIa	IISaction		ui/Day/Teal)				below)	an of	f the Boa		,	
100 CLEARBROOK ROAD						Chairman of the Board and CEO														
(Street)					4.	If Ame	ndme	ent, Date	e of Orig	jinal Fi	led (Month/D	ay/Year)			dividual or Jo	oint/Gr	oup Filing	(Check	< Appli	cable
ELMSFORD NY 10523															Line) X Form filed by One Reporting Person					
					_									-			More than	•		na
(City) (State) (Zip)															Person					0
		Ta	ble I -	Non-Der	rivativ	ve Se	curi	ties A	cquir	ed, C	isposed	of, or B	enefic	iall	y Owned					
1. Title of	1. Title of Security (Instr. 3) 2. Transaction				tion				3. 4. Securities Acquired (A)					5. Amount						
			Date (Month/Day/Year)		Execution Date, if any		Transaction Code (Instr.		Disposed Of (D) (Instr. 3, 4 and			Beneficially		Form: Dir (D) or Ind		irect	Indire Benef	ficial		
						(Month/Day/Year)		8)						Owned Follo Reported				Owner (Instr.		
									Code	v	Amount	(A) or (D)	Price		Transaction(s (Instr. 3 and 4					
Common Stock, \$.0001 Par Value			11/13/2	11/13/2009				М		100	A	\$5.8		1,019,512		D				
Common	Stock, \$.00	001 Par Value		11/13/2	11/13/2009				S		100	D	\$9		1,019,412		D			
Common Stock, \$.0001 Par Value			11/16/2	11/16/2009				М		8,202	A	\$5.8	5.8 1,027,6		14 D					
Common Stock, \$.0001 Par Value 11/16/2				2009)9			S		8,202	D	\$9.004	.(1)	1,019,41	2	D				
	Q. 1 0 00														10.000		, T			hares
Common Stock, \$.0001 Par Value														10,000		I			By Ltd ership ⁽²⁾	
																			1 arti	crsnip
			Table								sposed of , convert				Owned					
1. Title of 2. 3. Transaction 3A. Deeme					•	5.								51						
Derivative Security					4.			umber	6. Date	Exerc	sable and	7. Title a	nd Amou		8. Price of		mber of	10.		11. Nature
	Conversion or Exercise	3. Transaction Date (Month/Day/Year)	Execut if any	ion Date,	Transa Code (of Deri	vative		Exercition Da	sable and te	7. Title a of Secur Underlyi	nd Amou ities ng	int	Derivative Security	deriv Secu	ative rities	Owner Form:	•	of Indirect Beneficial
(Instr. 3)		Date	Execut if any		Transa		of Deri Sec Acq	vative urities uired	6. Date Expirat	Exercition Da	sable and te	7. Title a of Secur Underlyi	nd Amou ities ng /e Securit	int	Derivative	deriv Secu Bene Owne	ative rities ficially ed	Owner Form: Direct or Indi	(D) irect	of Indirect Beneficial
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01/02/2014

01/03/2015

01/02/2005⁽³⁾

01/03/2006⁽³⁾

200,000

200,000

Common Stock, \$.0001

Par Value

Common Stock, \$.0001

Par Value

200,000

200,000

D

D

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 Securities Underlying Derivative Security (Instr. 3 and 4)		8. Price of Derivative Security (Instr. 5)	9. Number of derivative Securities Beneficially Owned Following Reported Transaction(s) (Instr. 4)	10. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	11. Nature of Indirect Beneficial Ownership (Instr. 4)
				Code	v	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares				
Employee Stock Option (Right to Buy)	\$7.54							01/03/2007 ⁽³⁾	01/03/2016	Common Stock, \$.0001 Par Value	200,000		200,000	D	
Employee Stock Option (Right to Buy)	\$3.46							01/02/2008 ⁽⁴⁾	01/02/2017	Common Stock, \$.0001 Par Value	66,667		66,667	D	
Employee Stock Option (Right to Buy)	\$7.7							01/02/2009 ⁽⁴⁾	01/02/2018	Common Stock, \$.0001 Par Value	130,000		130,000	D	
Employee Stock Option (Right to Buy)	\$7.7							01/02/2009 ⁽⁴⁾	01/02/2018	Common Stock, \$.0001 Par Value	70,000		70,000	D	
Option To Purchase Common Stock	\$6.52							04/29/2009 ⁽⁴⁾	04/29/2018	Common Stock, \$.0001 Par Value	112,500		112,500	D	
Option To Purchase Common Stock	\$2.73							04/28/2010 ⁽⁴⁾	04/28/2019	Common Stock, \$.0001 Par Value	150,000		150,000	D	

Explanation of Responses:

1. Shares were sold at various prices between \$9.00 and \$9.03 per share. The reporting person undertakes to provide (upon request by the SEC staff, the issuer, or a security holder of the issuer) full information regarding the number of shares purchased or sold at each separate price.

2. Shares of Common Stock are owned by the Richard Friedman Family Limited Partnership, of which Mr. Friedman is a general and limited partner. Mr. Friedman has shared voting and dispositive power with respect to these shares of Common Stock.

3. Fully Vested

4. Vests and becomes exercisable in three equal annual installments commencing on the first anniversary of the date of grant.

<u>/s/ Richard H. Friedman</u> ** Signature of Reporting Person <u>11/17/2009</u> Date

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

* 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).

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure.

Persons who respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB Number.