**BAFFI ROBERT** Form 4/A

November 05, 2010

# FORM 4

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

**OMB** 

Check this box if no longer subject to Section 16.

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF **SECURITIES** 

3235-0287 Number: January 31, Expires:

2005

0.5

**OMB APPROVAL** 

Form 4 or Form 5

obligations

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

Estimated average burden hours per response...

may continue. See Instruction

1(b).

(Print or Type Responses)

| 1. Name and Address of Reporting Person * BAFFI ROBERT |                                      |  | 2. Issuer Name <b>and</b> Ticker or Trading<br>Symbol<br>BIOMARIN PHARMACEUTICAL<br>INC [BMRN] |   |  |            |     |  | 5. Relationship of Reporting Person(s) to<br>Issuer  (Check all applicable)  |   |  |  |
|--|--------------------------------------|--|--|---|--|------------|-----|--|--|---|--|--|
|  | (Month/Day/Year)                     |  |  |   |  | ansaction  |     |  | Director 10% Owner Softicer (give title Other (specify below) EVP, Technical Operations                            |   |  |  |
| NOVATO,  |                                      | Filed(Month/Day/Year) 11/03/2010   |  |   |  |            |     | 6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting Person |  |   |  |  |
| (City)   | (State)                              | (State) (Zip) Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned |  |   |  |            |     |  |  | y Owned   |  |  |
| 1.Title of<br>Security<br>(Instr. 3)                   | 2. Transaction Date (Month/Day/Year) | 2A. Deem<br>Execution<br>any<br>(Month/Da  | Date, if   | 3. 4. Securities Acquired Transaction(A) or Disposed of (D) Code (Instr. 3, 4 and 5) (Instr. 8)  (A) or |  |            |     | d of (D)<br>5)   | 5. Amount of<br>Securities<br>Beneficially<br>Owned<br>Following<br>Reported<br>Transaction(s)<br>(Instr. 3 and 4) | 6. 7. Nature of Ownership Indirect (D) or Ownership Indirect (I) (Instr. 4) |  |  |
| Common<br>Stock  | 10/29/2010(1)                        | 10/29/20   | )10  | Code  |  | Amount 473 | (D) | Price \$ 11.637  | 69,713   | D   |  |  |
| Common<br>Stock  | 11/03/2010                           | 11/03/20   | )10  | S   |  | 2,000      | D   | \$<br>25.244<br><u>(2)</u>   | 67,713   | D   |  |  |

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

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#### number.

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

| 1. Title of | 2.          | 3. Transaction Date | 3A. Deemed         | 4.         | 5.                  | 6. Date Exerc | cisable and     | 7. Title | e and       | 8. Price of | 9. Nu  |
|-------------|-------------|---------------------|--------------------|------------|---------------------|---------------|-----------------|----------|-------------|-------------|--------|
| Derivative  | Conversion  | (Month/Day/Year)    | Execution Date, if | Transacti  | onNumber Expiration |               | ate             | Amour    | nt of       | Derivative  | Deriv  |
| Security    | or Exercise |                     | any                | Code       | of                  | (Month/Day/   | Year)           | Underl   | ying        | Security    | Secui  |
| (Instr. 3)  | Price of    |                     | (Month/Day/Year)   | (Instr. 8) | Derivative          | e             |                 | Securit  | ties        | (Instr. 5)  | Bene   |
|             | Derivative  |                     |                    |            | Securities          |               |                 | (Instr.  | 3 and 4)    |             | Owne   |
|             | Security    |                     |                    |            | Acquired            |               |                 |          |             |             | Follo  |
|             |             |                     |                    |            | (A) or              |               |                 |          |             |             | Repo   |
|             |             |                     |                    |            | Disposed            |               |                 |          |             |             | Trans  |
|             |             |                     |                    |            | of (D)              |               |                 |          |             |             | (Instr |
|             |             |                     |                    |            | (Instr. 3,          |               |                 |          |             |             |        |
|             |             |                     |                    |            | 4, and 5)           |               |                 |          |             |             |        |
|             |             |                     |                    |            |                     |               |                 |          | Amount      |             |        |
|             |             |                     |                    |            |                     |               |                 |          | Amount      |             |        |
|             |             |                     |                    |            |                     | Date          | Expiration Date |          | or<br>Namel |             |        |
|             |             |                     |                    |            |                     | Exercisable   |                 |          | Number      |             |        |
|             |             |                     |                    | C 1 W      | (A) (D)             |               |                 |          | of          |             |        |
|             |             |                     |                    | Code V     | (A) (D)             |               |                 |          | Shares      |             |        |

## **Reporting Owners**

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

BAFFI ROBERT C/O BIOMARIN PHARMACEUTICAL INC. 105 DIGITAL DRIVE NOVATO, CA 94949

**EVP**, Technical Operations

## **Signatures**

/s/ Laura Randall Woodhead, Attorney-in-Fact

11/05/2010

Date

\*\*Signature of 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).
- (1) The reporting person is voluntarily reporting the acquisition of shares of the issuer's Employee Stock Purchase Program ("ESPP"), for the ESPP purchase period of May 1, 2010 to October 29, 2010.
- The price in Column 4 is a weighted average price. The prices actually received range from \$25.24 to \$25.251. The reporting person will (2) provide to the issuer, any security holder of the issuer, or the SEC staff, upon request, information regarding the number of shares sold at each price within the range.

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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