

Edgar Filing: KOLY M S /FA/ - Form 4

KOLY M S /FA/  
Form 4  
December 16, 2002

U.S. SECURITIES AND EXCHANGE COMMISSION  
Washington, DC 20549

FORM 4

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

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(f) of the Investment Company Act of 1940

Check box if no longer subject to Section 16. Form 4 or Form 5 obligations  
may continue. See Instruction 1(b).

1. Name and Address of Reporting Person\*

Koly

M. S.

-----  
(Last)

(First)

(Middle)

1100 Summer Street

-----  
(Street)

Stamford

CT

06905

-----  
(City)

(State)

(Zip)

2. Issuer Name and Ticker or Trading Symbol

Delcath Systems, Inc. ("DCTH" (1) and "DCT" (2))

3. IRS Identification Number of Reporting Person, if an Entity (Voluntary)

4. Statement for Month/Year

December 2002

5. If Amendment, Date of Original (Month/Year)

6. Relationship of Reporting Person to Issuer  
(Check all applicable)

Director

10% Owner

Officer (give title below)

Other (specify below)

7. Individual or Joint/Group Filing (Check applicable line)

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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.<br>Title of Security<br>(Instr. 3) | 2.<br>Transaction<br>Date<br>(mm/dd/yy) | 3.<br>Transaction<br>Code<br>(Instr. 8) |   | 4.<br>Securities Acquired (A) or<br>Disposed of (D)<br>(Instr. 3, 4 and 5) |                  |        |
|---------------------------------------|---|---|---|--|------------------|--------|
|                                       |   | Code                                    | V | Amount   | (A)<br>or<br>(D) | Price  |
| Common Stock, \$0.01 Par Value        | 12/12/02                                | S                                       |   | 2,500  | D                | \$1.53 |
| Common Stock, \$0.01 Par Value        | 12/12/02                                | S                                       |   | 100  | D                | \$1.27 |
| Common Stock, \$0.01 Par Value        | 12/12/02                                | S                                       |   | 2,400  | D                | \$1.25 |
| Common Stock, \$0.01 Par Value        | 12/16/02                                | S                                       |   | 1,300  | D                | \$1.81 |
| Common Stock, \$0.01 Par Value        | 12/16/02                                | S                                       |   | 1,200  | D                | \$1.86 |
| Common Stock, \$0.01 Par Value        |   |   |   |  |                  |        |
| Common Stock, \$0.01 Par Value        |   |   |   |  |                  |        |

\* If the Form is filed by more than one Reporting Person, see Instruction 4(b)(v).

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

(Print or Type Responses)

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(Over)

(Form 4-07/99)

FORM 4 (continued)

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

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| 1.<br>Title of<br>Derivative<br>Security<br>(Instr. 3) | 2.<br>Conver-<br>sion<br>or<br>Exer-<br>cise<br>Price<br>of<br>Deriv-<br>ative<br>Secur-<br>ity | 3.<br>Trans-<br>action<br>Date<br>(Month/<br>Day/<br>Year) | 4.<br>Trans-<br>action<br>Code<br>(Instr.<br>8)<br>-----<br>Code V | 5.<br>Number of<br>Derivative<br>Securities<br>Acquired (A)<br>or Disposed<br>of (D)<br>(Instr. 3,<br>4 and 5)<br>-----<br>(A) (D) | 6.<br>Date<br>Exercisable and<br>Expiration Date<br>(Month/Day/Year)<br>-----<br>Date Expira-<br>tion<br>Date | 7.<br>Title and Amount<br>of Underlying<br>Securities<br>(Instr. 3 and 4)<br>-----<br>Amount<br>or<br>Number<br>of<br>Shares |
|--|---|--|--|--|---|--|
| Option (Right to Buy)                                  | \$4.93  |  |  |  | (4) 1/27/04   | Common Stock 60,867  |
| Option (Right to Buy)                                  | \$4.93  |  |  |  | (4) 1/27/04   | Common Stock 25,396  |
| Option (Right to Buy)                                  | \$2.90  |  |  |  | (4) 12/6/04   | Common Stock 53,483  |
| Incentive Stock Option (Right to Buy)                  | \$3.3125  |  |  |  | 12/1/00 12/1/05   | Common Stock 30,150  |
| Nonqualified Stock Option (Right to Buy)               | \$3.3125  |  |  |  | 12/1/00 12/1/05   | Common Stock 41,700  |
| Incentive Stock Option (Right to Buy)                  | \$3.3125  |  |  |  | 1/1/01 1/1/06   | Common Stock 30,150  |
| Option to Purchase Common Stock                        | \$0.60  |  |  |  | (5) 11/12/06  | Common Stock 100,000   |

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Explanation of Responses:

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- (1) Nasdaq symbol
- (2) Boston Stock Exchange symbol
- (3) The reporting person has neither sole or shared voting power nor sole or shared investment power with respect to such shares.
- (4) These options are currently exercisable.
- (5) Exercisable as to 50,000 shares on the first anniversary of grant and in full on the second anniversary of grant through the expiration date.

/s/ M. S. KOLY

December 16, 2002

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\*\*Signature of Reporting Person

-----  
Date

\*\* 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 provided is insufficient, see Instruction 6 for procedure.

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