### PELOSE GEORGE D Form 4

March 14, 2013

## FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

**OMB** Number:

3235-0287

Expires:

January 31, 2005

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response...

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

Check this box

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, obligations may continue.

See Instruction

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).

(Last)

(Print or Type Responses)

1. Name and Address of Reporting Person \* PELOSE GEORGE D

(First)

2. Issuer Name and Ticker or Trading Symbol

5. Relationship of Reporting Person(s) to

Issuer

MARLIN BUSINESS SERVICES CORP [MRLN]

(Check all applicable)

Chief Operating Officer

3. Date of Earliest Transaction

10% Owner Director X\_ Officer (give title Other (specify

(Month/Day/Year) 03/12/2013

below)

C/O MARLIN BUSINESS SERVICES CORP., 300 FELLOWSHIP ROAD

> (Street) 4. If Amendment, Date Original

6. Individual or Joint/Group Filing(Check

Applicable Line)

Filed(Month/Day/Year)

(Month/Day/Year)

\_X\_ Form filed by One Reporting Person Form filed by More than One Reporting

D

MOUNT LAUREL, NJ 08054

(City) (State) (Zip)

(Middle)

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

1.Title of Security (Instr. 3)

2. Transaction Date 2A. Deemed (Month/Day/Year) Execution Date, if

3. 4. Securities Acquired Transaction(A) or Disposed of (D) Code (Instr. 3, 4 and 5) (Instr. 8)

5. Amount of Securities Beneficially Owned

Following

6. Ownership 7. Nature of Form: Direct Indirect Beneficial (D) or Indirect (I) Ownership (Instr. 4) (Instr. 4)

Reported (A) Transaction(s) Price

Code V Amount (D) (Instr. 3 and 4)

Common Stock

03/12/2013

2,740 \$ F 21.19 (1)

191,215 <sup>(2)</sup>

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)

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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. Transacti Code (Instr. 8)	5. orNumber of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)			7. Title and A Underlying S (Instr. 3 and	Securities
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Option to Purchase Common Stock	\$ 12.41					05/24/2014(3)	05/24/2017	Common Stock	29,348
Option to Purchase Common Stock	\$ 12.41					05/24/2013(4)	05/24/2017	Common Stock	6,616 (5)
Option to Purchase Common Stock	\$ 9.52					03/01/2012(6)	03/01/2015	Common Stock	17,394
Option to Purchase Common Stock	\$ 9.52					03/01/2012(4)	03/01/2015	Common Stock	23,842 <u>(7)</u>

# **Reporting Owners**

Reporting Owner Name / Address	Relationships						
•	Director	10% Owner	Officer	Other			

PELOSE GEORGE D C/O MARLIN BUSINESS SERVICES CORP. 300 FELLOWSHIP ROAD MOUNT LAUREL, NJ 08054

**Chief Operating Officer** 

# **Signatures**

/s/ George D. 03/14/2013 Pelose

\*\*Signature of Date Reporting Person

Reporting Owners 2

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### **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) Represents the delivery of shares to pay the tax liability associated with the vesting of certain shares of restricted stock.
- (2) Includes a total of 51,507 shares of restricted stock where, as of the date of this filing, the restrictions have not yet lapsed.
- (3) Date listed is the date of full vesting. Vests 25% per year beginning on the first anniversary of the date of grant.
- (4) Represents the date the options will cliff vest if certain four year average EPS growth targets are achieved.
  - Represents the maximum number of options that may vest under this performance option grant. Vesting will be determined by EPS
- (5) growth rates averaged over a four year performance period. Depending on the average EPS growth rate achieved for the four year period, the number of shares that vest at the end of the four year period could be 0; 2,205; 4,410; or 6,616.
- (6) Date listed is the date of full vesting. Each grants vests 25% per year beginning on the first anniversary of the date of grant.
  - Represents the maximum number of options that may vest under this performance option grant. Vesting will be determined by EPS
- (7) growth rates averaged over a four year performance period. Depending on the average EPS growth rate achieved for the four year period, the number of shares that vest at the end of the four year period could be 0; 7,947; 15,895; or 23,842.

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.