

TARANTO HARRI V
Form 3
January 11, 2010

FORM 3 UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

OMB APPROVAL

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INITIAL STATEMENT OF BENEFICIAL OWNERSHIP OF SECURITIES

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

(Print or Type Responses)

1. Name and Address of Reporting
Person *
Â Symphony Capital Partners
LP

(Last) (First) (Middle)

875 THIRD AVENUE,Â 3RD
FLOOR

(Street)

NEW YORK,Â NYÂ 10022

(City) (State) (Zip)

2. Date of Event Requiring
Statement
(Month/Day/Year)
12/30/2009

3. Issuer Name **and** Ticker or Trading Symbol
DYNVAX TECHNOLOGIES CORP [DVAX]

4. Relationship of Reporting
Person(s) to Issuer

(Check all applicable)

☒ Director ☒ 10% Owner
☐ Officer ☒ Other
(give title below) (specify below)
See Footnote 2 and Remarks

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

6. Individual or Joint/Group
Filing(Check Applicable Line)
☐ Form filed by One Reporting
Person
☒ Form filed by More than One
Reporting Person

Table I - Non-Derivative Securities Beneficially Owned

1. Title of Security (Instr. 4)	2. Amount of Securities Beneficially Owned (Instr. 4)	3. Ownership Form: Direct (D) or Indirect (I) (Instr. 5)	4. Nature of Indirect Beneficial Ownership (Instr. 5)
Common Stock, par value \$0.001 per share	8,340,800	D <u>(1)</u> <u>(2)</u>	Â

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

SEC 1473 (7-02)

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information contained in this form are not
required to respond unless the form displays a
currently valid OMB control number.**

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

1. Title of Derivative Security (Instr. 4)	2. Date Exercisable and Expiration Date (Month/Day/Year)	3. Title and Amount of Securities Underlying Derivative Security (Instr. 4)	4. Conversion or Exercise Price of Derivative	5. Ownership Form of Derivative Security:	6. Nature of Indirect Beneficial Ownership (Instr. 5)
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	Date Exercisable	Expiration Date	Title	Amount or Number of Shares	Security	Direct (D) or Indirect (I) (Instr. 5)
Common Stock Warrant (right to buy)	12/30/2009	12/30/2014	Common Stock	1,283,200	\$ 1.94	D <u>(2)</u> <u>(3)</u> Â

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Symphony Capital Partners LP 875 THIRD AVENUE 3RD FLOOR NEW YORK, NY 10022	Â X	Â X	Â	See Footnote 2 and Remarks
SYMPHONY CAPITAL GP, L.P. 875 THIRD AVENUE 3RD FLOOR NEW YORK, NY 10022	Â X	Â X	Â	See Footnote 2 and Remarks
SYMPHONY GP, LLC 875 THIRD AVENUE 3RD FLOOR NEW YORK, NY 10022	Â X	Â X	Â	See Footnote 2 and Remarks
TARANTO HARRI V C/O SYMPHONY CAPITAL PARTNERS, L.P. 875 THIRD AVENUE, 3RD FLOOR NEW YORK, NY 10022	Â X	Â X	Â	See Footnote 2 and Remarks
SYMPHONY STRATEGIC PARTNERS LLC 875 THIRD AVENUE 3RD FLOOR NEW YORK, NY 10022	Â X	Â X	Â	See Footnote 2 and Remarks

Signatures

/s/ Symphony Capital Partners, L.P., by Symphony Capital GP, L.P., its general partner, by Symphony GP, LLC, its general partner, by Mark Kessel, a managing member	01/11/2010
__Signature of Reporting Person	Date
/s/ Symphony Capital GP, L.P., by Symphony GP, LLC, its general partner, by Mark Kessel, a managing member	01/11/2010
__Signature of Reporting Person	Date
/s/ Symphony GP, LLC, by Mark Kessel, a managing member	01/11/2010
__Signature of Reporting Person	Date
/s/ Symphony Strategic Partners, LLC, by Mark Kessel, a managing member	01/11/2010
__Signature of Reporting Person	Date
/s/ Harri V. Taranto	01/11/2010

__Signature of Reporting Person

Date

Explanation of Responses:

- * If the form is filed by more than one reporting person, *see* Instruction 5(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) Includes 7,910,764 shares of common stock directly owned by Symphony Capital Partners, L.P. ("SCP L.P.") and 430,036 shares of common stock directly owned by Symphony Strategic Partners, LLC ("Strategic Partners LLC").
- (2) Symphony GP, LLC ("SGP LLC") is the general partner of Symphony Capital GP, L.P. ("SC GP L.P."), which is the general partner of SCP L.P. Mark Kessel and Harri V. Taranto are managing members of SGP LLC and Strategic Partners LLC. Mr. Kessel is also a member of Dynavax Technologies Corporation's (the "Issuer") board of directors. As such, each of the reporting persons may be deemed to be a director of the Issuer by deputization.
- (3) Includes one warrant directly owned by SCP L.P. representing the right to purchase 1,217,040 shares of common stock and one warrant directly owned by Strategic Partners LLC representing the right to purchase 66,160 shares of common stock.

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Remarks:

The reporting persons may be deemed to be a member of a "group" for purposes of the Securities Act, as amended. The reporting persons disclaim beneficial ownership of any securities deemed to be owned directly or indirectly by such reporting persons. This report shall not be deemed an admission that any of the reporting persons is a beneficial owner of any securities not directly owned by the reporting persons.

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

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