

ALIGN TECHNOLOGY INC  
Form 4  
November 07, 2008

**FORM 4**

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

OMB APPROVAL

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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 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 \*  
GUND GORDON

2. Issuer Name and Ticker or Trading Symbol  
ALIGN TECHNOLOGY INC  
[ALGN]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)  
14 NASSAU STREET  
(Street)

3. Date of Earliest Transaction (Month/Day/Year)  
11/05/2008

\_\_\_\_ Director  
\_\_\_\_ Officer (give title below)  10% Owner  
\_\_\_\_ Other (specify below)  
See Remarks Section

PRINCETON, NJ 08542

4. 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

(City) (State) (Zip)

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

| 1. Title of Security (Instr. 3) | 2. Transaction Date (Month/Day/Year) | 2A. Deemed Execution Date, if any (Month/Day/Year) | 3. Transaction Code (Instr. 8) | 4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5) | (A) or (D) | 5. Amount or Price | 5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Indirect Beneficial Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|------------|--------------------|---|--|---|
| Common Stock                    | 11/05/2008                           |  | P                              | 20,506  | A          | \$ 6.9             | 211,506   | I  | See Footnote (1)                                      |
| Common Stock                    | 11/06/2008                           |  | P                              | 39,494  | A          | \$ 6.999           | 251,000   | I  | See Footnote (1)                                      |

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

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SEC 1474 (9-02)

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**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 Underlying Securities (Instr. 3 and 4) | 8. Price of Derivative Security (Instr. 5) | 9. Number of Derivative Securities Owned Following Transaction (Instr. 5) |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--|---|
|  |  |                                      |  | Code                           | V (A) (D)   | Date Exercisable   | Expiration Date   | Title                                      | Amount or Number of Shares  |

## Reporting Owners

| Reporting Owner Name / Address  | Relationships |           |         |                     |
|---|---------------|-----------|---------|---------------------|
|   | Director      | 10% Owner | Officer | Other               |
| GUND GORDON<br>14 NASSAU STREET<br>PRINCETON, NJ 08542                |               |           |         | See Remarks Section |
| Gund Grant<br>14 NASSAU STREET<br>PRINCETON, NJ 08542                 |               |           |         | See Remarks Section |
| Gund G Zachary<br>14 NASSAU STREET<br>PRINCETON, NJ 08542             |               |           |         | See Remarks Section |
| Watson Richard<br>14 NASSAU STREET<br>PRINCETON, NJ 08542             |               |           |         | See Remarks Section |
| Dent Rebecca H<br>14 NASSAU STREET<br>PRINCETON, NJ 08542             |               |           |         | See Remarks Section |
| GUND GEORGE III<br>14 NASSAU STREET<br>PRINCETON, NJ 08542            |               |           |         | See Remarks Section |
| Barrows Gail<br>14 NASSAU STREET<br>PRINCETON, NJ 08542               |               |           |         | See Remarks Section |
| Gund CLAT Investments, LLC<br>14 NASSAU STREET<br>PRINCETON, NJ 08542 |               |           |         | See Remarks Section |

Gund Llura L  
14 NASSAU STREET  
PRINCETON, NJ 08542

See Remarks  
Section

## Signatures

Theodore W. Baker as Attorney in fact for each Reporting  
Person

11/07/2008

\_\_Signature of Reporting Person

Date

## 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) These securities are owned by the Kelsey Laidlaw Gund Gift Trust and by Grant Gund and Rebecca H. Dent as trustees.

### Remarks:

The Reporting Persons include Gordon Gund, Llura L. Gund, Grant Gund, G. Zachary Gund, Richard L. Watson, Rebecca H. III, Gail Barrows and Gund CLAT Investments, LLC. The Reporting Persons, in the aggregate, beneficially own 7,706,150 shares of the Issuer's Common Stock or 11.5% of the outstanding shares of the Issuer's Common Stock. Neither the fact of this filing nor anything contained herein shall be deemed an admission by any of the Reporting Persons that a group exists within the meaning of the Securities Exchange Act of 1934, as amended.

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.