

COMFORT SYSTEMS USA INC

Form 4

August 14, 2009

# FORM 4

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

OMB APPROVAL

OMB Number: 3235-0287  
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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 \*  
Murdy William F

2. Issuer Name and Ticker or Trading Symbol  
COMFORT SYSTEMS USA INC  
[FIX]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)

3. Date of Earliest Transaction (Month/Day/Year)  
08/12/2009

Director  10% Owner  
 Officer (give title below)  Other (specify below)  
Chief Executive Officer

C/O COMFORT SYSTEMS USA, INC., 777 POST OAK BLVD., SUITE 500

(Street)

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

HOUSTON, TX 77056

(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)	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)
			Code	V	Amount	(A) or (D)	Price
Common Stock	08/12/2009		M		60,000	A	\$ 3.8125
Common Stock	08/12/2009		S		60,000	D	\$ 12.5 <sup>(1)</sup>
Common Stock	08/13/2009		M		2,028	A	\$ 3.8125
Common Stock	08/13/2009		S		2,028	D	\$ 12.34 <sup>(2)</sup>
	08/14/2009		M		37,972	A	

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Common Stock					\$					3.8125
Common Stock	08/14/2009		S	37,972	D	\$ 12.1 (3)		393,866		D

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

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(9-02)

**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. Amount or Number of Shares
Option to Purchase	\$ 3.8125	08/12/2009		M	60,000	(4) 06/28/2010	Common Stock	60,000
Option to Purchase	\$ 3.8125	08/13/2009		M	2,028	(4) 06/28/2010	Common Stock	2,028
Option to Purchase	\$ 3.8125	08/14/2009		M	37,972	(4) 06/28/2010	Common Stock	37,972

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Murdy William F C/O COMFORT SYSTEMS USA, INC. 777 POST OAK BLVD., SUITE 500 HOUSTON, TX 77056	X		Chief Executive Officer	

## Signatures

/s/ William F. Murdy 08/14/2009

\*\*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) Represents the average price of sold shares; the price ranged from a low of \$12.27 to a high of \$12.73. Full information regarding the number of shares sold and specific prices will be made available upon request to the Company's Office of the General Counsel.
- (2) Represents the average price of sold shares; the price ranged from a low of \$12.29 to a high of \$12.69. Full information regarding the number of shares sold and specific prices will be made available upon request to the Company's Office of the General Counsel.
- (3) Represents the average price of sold shares; the price ranged from a low of \$12.02 to a high of \$12.31. Full information regarding the number of shares sold and specific prices will be made available upon request to the Company's Office of the General Counsel.
- (4) The option vested in three (3) equal installments on June 28, 2001, 2002 and 2003.

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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