

MORIARTY DENNIS M
Form 4
February 09, 2009

FORM 4 UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

OMB APPROVAL

OMB Number: 3235-0287
Expires: January 31, 2005
Estimated average burden hours per response... 0.5

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 *
MORIARTY DENNIS M

2. Issuer Name and Ticker or Trading Symbol
DIEBOLD INC [DBD]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)

3. Date of Earliest Transaction (Month/Day/Year)
02/05/2009

____ Director _____ 10% Owner
 Officer (give title below) _____ Other (specify below)
SVP,GlobalSecurityDivision

C/O DIEBOLD, INCORPORATED, 5995 MAYFAIR ROAD

(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

NORTH CANTON, OH 44720

(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 Ownership (Instr. 4)
				(A) or (D) Code V Amount Price			
Common Stock					2,060	I	401(k) ⁽¹⁾
Common Stock	02/05/2009		A	800 ⁽²⁾ A \$ 22.86	21,088	D	
Common Stock	02/05/2009		F	405 ⁽²⁾ D \$ 22.86	20,683 ⁽³⁾	D	

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

Persons who respond to the collection of information contained in this form are not required to respond unless the form

SEC 1474 (9-02)

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)

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)		
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Non-Qualified Stock Option	\$ 22.88					01/27/2001	01/26/2010	Common Stock	4,000
Non-Qualified Stock Option	\$ 28.69					02/07/2002	02/06/2011	Common Stock	8,000
Non-Qualified Stock Option	\$ 36.59					02/06/2003	02/05/2012	Common Stock	8,000
Non-Qualified Stock Option	\$ 36.31					02/05/2004	02/04/2013	Common Stock	10,000
Non-Qualified Stock Option	\$ 53.1					02/11/2005	02/10/2014	Common Stock	7,000
Non-Qualified Stock Option	\$ 55.23					02/10/2006	02/09/2015	Common Stock	7,500
Non-Qualified Stock Option	\$ 39.43					02/20/2007	02/19/2016	Common Stock	10,000
Non-Qualified Stock Option	\$ 47.27					02/14/2008	02/13/2017	Common Stock	9,500
Non-qualified Stock Option	\$ 25.53					02/13/2009	02/12/2018	Common Stock	9,500

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
MORIARTY DENNIS M C/O DIEBOLD, INCORPORATED 5995 MAYFAIR ROAD			SVP, Global Security Division	

