## Edgar Filing: Cerveny David - Form 4

| Form 4  |  |  |  |  |            |       |   |  |   |   |  |
|---|--|--|--|--|------------|-------|---|--|---|---|--|
| February 08,<br>FORN  | <b>4</b> UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549 |  |  |  |            |       |   |  |   | OMB APPROVAL<br>OMB 3235-028<br>Number:                           |  |
| if no long<br>subject to<br>Section 1<br>Form 4 c<br>Form 5 | ger <b>STATEN</b><br>16.<br>pr   | STATEMENT OF CHAN  |  |  |            |       |   |  | Expires:<br>Estimated a<br>burden hour<br>response                      | •   |  |
| obligatio<br>may con<br><i>See</i> Instr<br>1(b).           | ns<br>Section 17(  | Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934,<br>Section 17(a) of the Public Utility Holding Company Act of 1935 or Section<br>30(h) of the Investment Company Act of 1940 |  |  |            |       |   |  | l   |   |  |
| (Print or Type ]  | Responses)   |  |  |  |            |       |   |  |   |   |  |
| Cerveny David Symbol  |  |  | er Name and Ticker or Trading MIS Inc [CFMS] |  |            |       | 5. Relationship of Reporting Person(s) to Issuer  |  |   |   |  |
| (Last)  | (First) (  | Middle)  |  | f Earliest Tr  | -          |       |   | (Check   | all applicable  | )   |  |
| C/O CONFORMIS, INC., 600 02/06/2<br>TECHNOLOGY PARK DRIVE   |  |  | Day/Year)<br>2018                            |  |            |       | Director 10% Owner<br>X Officer (give title Other (specify<br>below)<br>CLO and General Counsel |  |   |   |  |
|   |  |  |  | -  |            |       |   | 6. Individual or Joint/Group Filing(Check<br>Applicable Line)<br>_X_ Form filed by One Reporting Person<br>Form filed by More than One Reporting |   |   |  |
| BILLERICA   | A, MA 01821  |  |  |  |            |       |   | Person   | ore than One Rej  | porting   |  |
| (City)  | (State)  | (Zip)  | Tabl   | e I - Non-E  | Derivative | Secur | rities Acqu   | iired, Disposed of,  | or Beneficiall  | y Owned   |  |
| 1.Title of<br>Security<br>(Instr. 3)                        | any  |  | ned<br>n Date, if<br>Pay/Year)               | 3. 4. Securities Acquired<br>Transactior(A) or Disposed of (D)<br>Code (Instr. 3, 4 and 5)<br>(Instr. 8) |            |       | d of (D)  | 5. Amount of<br>Securities<br>Beneficially<br>Owned<br>Following<br>Reported   | 6.<br>Ownership<br>Form: Direct<br>(D) or<br>Indirect (I)<br>(Instr. 4) | 7. Nature of<br>Indirect<br>Beneficial<br>Ownership<br>(Instr. 4) |  |
| 0   |  |  |  | Code V   | Amount     | or    | Price<br>\$   | Transaction(s)<br>(Instr. 3 and 4)   |   |   |  |
| Common<br>Stock   | 02/06/2018   |  |  | <b>S</b> <u>(1)</u>  | 3,632      | D     | 1.2999<br>(2)   | 142,963  | 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 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<br>Derivative<br>Security<br>(Instr. 3) | 2.<br>Conversion<br>or Exercise<br>Price of<br>Derivative<br>Security | 3. Transaction Date<br>(Month/Day/Year) | 3A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 4.<br>Transactic<br>Code<br>(Instr. 8) | 5.<br>of<br>Derivative<br>Securities<br>Acquired<br>(A) or<br>Disposed<br>of (D)<br>(Instr. 3,<br>4, and 5) |                     | ate                | Secur | ınt of<br>rlying                       | 8. Price of<br>Derivative<br>Security<br>(Instr. 5) | 9. Nu<br>Deriv<br>Secu<br>Bene<br>Owne<br>Follo<br>Repo<br>Trans<br>(Instr |
|---|---|---|---|--|---|---------------------|--------------------|-------|--|---|--|
|   |   |   |   | Code V                                 | (A) (D)   | Date<br>Exercisable | Expiration<br>Date | Title | Amount<br>or<br>Number<br>of<br>Shares |   |  |

## **Reporting Owners**

| Reporting Owner Name / Address  |           | Relationships |                         |       |  |  |  |  |  |
|---|-----------|---------------|-------------------------|-------|--|--|--|--|--|
|   | Director  | 10% Owner     | Officer                 | Other |  |  |  |  |  |
| Cerveny David<br>C/O CONFORMIS, INC.<br>600 TECHNOLOGY PAR<br>BILLERICA, MA 01821 |           |               | CLO and General Counsel |       |  |  |  |  |  |
| Signatures  |           |               |                         |       |  |  |  |  |  |
| /s/ David<br>Cerveny  | 02/08/201 | 8             |                         |       |  |  |  |  |  |
| <u>**</u> Signature of<br>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 automatic sale of stock to cover the tax liability associated with the vesting of a Restricted Stock Award.

The shares sold on this date were sold in multiple transactions. This price is the weighted average sales price per share of all shares sold on this date; the actual sale prices per share range from \$1.2952-\$1.30, inclusive. The Reporting Person undertakes to provide to the

(2) On this date, the actual safe prices per share range from \$1.2522-\$1.50, inclusive. The Reporting Person undertakes to provide to the Issuer, any security holder of the Issuer, or the staff of the Securities and Exchange Commission, upon request, full information regarding the number of shares sold at each separate price within the range.

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.