Kersey Alan Form 4 April 12, 2005

### FORM 4

## UNITED STATES SECURITIES AND EXCHANGE COMMISSION

**OMB** Washington, D.C. 20549 Number:

Check this box if no longer subject to Section 16. Form 4 or Form 5

obligations

may continue.

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

See Instruction 1(b).

(Last)

(City)

(Print or Type Responses)

1. Name and Address of Reporting Person \*

Kersey Alan

(Zip)

(First) (Middle)

9885 TOWNE CENTRE DRIVE

(Street)

(State)

2. Issuer Name and Ticker or Trading Symbol

ILLUMINA INC [ILMN]

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

04/08/2005

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

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

Director 10% Owner Other (specify X\_ Officer (give title

below)

**OMB APPROVAL** 

Estimated average

burden hours per

Expires:

response...

3235-0287

January 31,

2005

0.5

V.P. & Site Manager

6. Individual or Joint/Group Filing(Check Applicable Line)

\_X\_ Form filed by One Reporting Person Form filed by More than One Reporting

Person n Dominative Committee Apprimed Disposed of an Domeficially Or

below)

SAN DIEGO, CA 92121

(City)	(51410)	Table	e I - Non-D	erivative S	ecurit	ies Acq	juired, Disposed (	of, or Beneficial	lly Owned
1.Title of Security	2. Transaction Date (Month/Day/Year)		3.	4. Securit		•	5. Amount of Securities	6. Ownership Form: Direct	7. Nature of Indirect
(Instr. 3)	(Wolldin Day/Tear)	any	Code	(D)	•		Beneficially	(D) or	Beneficial
		(Month/Day/Year)	(Instr. 8)	(Instr. 3,	4 and 5	5)	Owned Following Reported	Indirect (I) (Instr. 4)	Ownership (Instr. 4)
			Code V	Amount	(A) or (D)	Price	Transaction(s) (Instr. 3 and 4)		
Common Stock	04/08/2005		A	67,051 (1)	A	\$ 0	67,051 <u>(2)</u>	D	
Common Stock	04/08/2005		A	2,736 (3)	A	\$ 0	2,736 (4)	I	by Trust

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

Persons who respond to the collection of SEC 1474 information contained in this form are not (9-02)required to respond unless the form displays a currently valid OMB control number.

#### Edgar Filing: Kersey Alan - Form 4

# $\label{thm:convertible} \begin{tabular}{ll} Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned \\ (e.g., puts, calls, warrants, options, convertible securities) \end{tabular}$

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. 5. Number of TransactionDerivative Code Securities (Instr. 8) Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)		6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and A Underlying S (Instr. 3 and 4
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title
Incentive Stock Option (right to buy)	\$ 8.52	04/08/2005		A	25,000	04/08/2014(5)	04/08/2015	Common Stock
Incentive Stock Option (right to buy)	\$ 8.52	04/08/2005	04/08/2005	A	25,000	04/08/2014(5)	04/08/2015	Common Stock
Incentive Stock Option (right to buy)	\$ 8.52	04/08/2005	04/08/2005	A	25,000	04/08/2014(5)	04/08/2015	Common Stock
Incentive Stock Option (right to buy)	\$ 8.52	04/08/2005	04/08/2005	A	25,000	04/08/2014(5)	04/08/2015	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 1.833	04/08/2005	04/08/2005	A	10,761 (6)	04/08/2005(7)	04/08/2015	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 8.52	04/08/2005	04/08/2005	A	100,000	05/08/2005(8)	04/08/2015	Common Stock

# **Reporting Owners**

Reporting Owner Name / Address	Relationships						
. 0	Director	10% Owner	Officer	Other			
Kersey Alan							
9885 TOWNE CENTRE DRIVE			V.P. & Site Manager				
SAN DIEGO, CA 92121							

## **Signatures**

By: Connie Brick For: Alan D. 64/12/2005 Kersey

\*\*Signature of Reporting Person Date

Reporting Owners 2

Edgar Filing: Kersey Alan - Form 4

#### **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).
- Received in exchange for 49 shares of common stock of CyVera Corporation, a Delaware corporation ("CyVera"), in connection with the (1) merger of CyVera into a wholly-owned subsidiary of Illumina (the "Merger"). The merger agreement, which was entered into as of February 22, 2005 (the "Merger Agreement"), placed a value on Illumina's common stock of \$9.1809 per share.
- Of the 67,051 shares, 10,556 shares are currently being held in escrow and are subject to forfeiture during the one-year period following (2) the Merger to satisfy claims arising as a result of CyVera's breach of any of its representations and warranties or covenants in the Merger Agreement.
- (3) Received in exchange for 2 shares of CyVera's common stock, in connection with the Merger. The Merger Agreement placed a value on Illumina's common stock of \$9.1809 per share.
- Of the 2,736 shares, 431 shares are currently being held in escrow and are subject to forfeiture during the one-year period following the (4) Merger to satisfy claims arising as a result of CyVera's breach of any of its representations and warranties or covenants in the Merger Agreement.
- One-twelfth (1/12) of the Shares subject to the Option become exercisable on the date indicated above unless specific milestones are met before that date and are subject to Reporting Person's continuing to be a Service Provider on such date. An additional one-twelfth (1/12) of the Shares subject to the Option shall become exercisable each full month thereafter, subject to Reporting Person's continuing to be a Service Provider on such date.
- (6) Received pursuant to the Merger Agreement in exchange for an employee stock option to acquire 7.864 shares of CyVera's common stock at an exercise price of \$2,508 per share.
- 2,742 of the shares subject to the option are exercisable on the date indicated. Of the 8,019 remaining option shares, 243 shares become(7) exercisable at the end of each month beginning April 31, 2005, subject to the reporting person's continuing to be a Service Provider on such dates; however, the option may become fully exercisable under certain circumstances.
- One -sixtieth (1/60) of the Shares subject to the Option become exercisable on the date indicated above, subject to Optionee's continuing to be a Service Provider on such date. An additional one -sixtieth (1/60) of the Shares subject to the Option shall become exercisable each full month therafter, subject to Optionee's continuing to be a Service Provider on such date.

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.