

POTTLE THOMAS A
Form 4
February 12, 2009

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 *
POTTLE THOMAS A

(Last) (First) (Middle)

624 POTTAWAMIE TRAIL

(Street)

BATAVIA, IL 60510

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol
CNA SURETY CORP [SUR]

3. Date of Earliest Transaction
(Month/Day/Year)
02/10/2009

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

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

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

SVP, Credit and Field OP

6. Individual or Joint/Group Filing(Check Applicable Line)
 Form filed by One Reporting Person
 Form filed by More than One Reporting Person

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)
			Code	V	Amount	(A) or (D)	Price
CNA Surety Stock Options <u>(1)</u>	02/10/2009		M		1,500	A	\$ 11.5
					3,500		
CNA Surety Stock Options <u>(2)</u>	02/10/2009		S		1,500	D	\$ 18
					2,000		
CNA Surety	02/10/2009		M		387	A	\$ 11.5
					2,387		

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Stock
Options
(3)

CNA
Surety
Stock
Options
(4)

02/10/2009	S	387	D	\$ 17.6	2,000	D
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CNA
Surety
Stock
Options
(5)

02/11/2009	M	4,613	A	\$ 11.5	6,613	D
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CNA
Surety
Stock
Options
(6)

02/11/2009	S	4,613	D	\$ 16.8168	2,000	D
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CNA
Surety
Stock
Options
(7)

02/11/2009	M	12,187	A	\$ 11	14,187	D
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CNA
Surety
Stock
Options
(8)

02/11/2009	S	12,187	D	\$ 16.8168	2,000	D
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CNA
Surety
Stock
Options
(9)

02/12/2009	M	13	A	\$ 11	2,013	D
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CNA
Surety
Stock
Options
(10)

02/12/2009	S	13	D	\$ 16.5	2,000	D
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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.

SEC 1474
(9-02)

**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 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
CNA Surety Employee Stock Option <u>(1)</u>	\$ 11.5	02/10/2009		M	1,625	11/14/2001	11/14/2010	Common Stock	1,625
CNA Surety Employee Stock Option <u>(2)</u>	\$ 11.5	02/10/2009		M	262	11/14/2002	11/14/2010	Common Stock	262
CNA Surety Stock Option <u>(3)</u>	\$ 11.5	02/11/2009		M	1,363	11/14/2002	11/14/2010	Common Stock	1,363
CNA Surety Stock Option <u>(4)</u>	\$ 11.5	02/11/2009		M	1,625	11/14/2003	11/14/2010	Common Stock	1,625
CNA Surety Stock Option <u>(5)</u>	\$ 11.5	02/11/2009		M	1,625	11/14/2004	11/14/2010	Common Stock	1,625
CNA Surety Stock Option <u>(6)</u>	\$ 11	02/11/2009		M	3,050	10/11/2000	10/11/2009	Common Stock	3,050
CNA Surety Stock Option <u>(7)</u>	\$ 11	02/11/2009		M	3,050	10/11/2001	10/11/2009	Common Stock	3,050
CNA Surety Stock Option <u>(8)</u>	\$ 11	02/11/2009		M	3,050	10/11/2002	10/11/2009	Common Stock	3,050
CNA Surety Stock Option <u>(9)</u>	\$ 11	02/11/2009		M	3,037	10/11/2003	10/11/2009	Common Stock	3,037
CNA Surety Stock Option <u>(10)</u>	\$ 11	02/12/2009		M	13	10/11/2003	10/11/2009	Common Stock	13

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
POTTLE THOMAS A 624 POTTAWAMIE TRAIL BATAVIA, IL 60510			SVP, Credit and Field OP	

Signatures

Rosemary Quinn
- POA 02/12/2009

__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) Employee Exercised Stock Options
- (2) Employee Exercised Stock Options
- (3) Employee Exercised Stock Options
- (4) Employee Exercised Stock Options
- (5) Employee Exercised Stock Options
- (6) Employee Exercised Stock Options
- (7) Employee Exercised Stock Options
- (8) Employee Exercised Stock Options
- (9) Employee Exercised Stock Options
- (10) Employee Exercised Stock Options

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.