Edgar Filing: MCCARTHY IAN J - Form 4

MCCARTHY	Y IAN J										
Form 4	2000										
February 05, 2009 FORM 4 UNITED STATES SECURITIES AND EXCHANGE COMMISSION									OMB APPROVAL		
Check this if no longe subject to Section 16 Form 4 or Form 5	Washington, D.C. 20549 F CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES Section 16(a) of the Securities Exchange Act of 1934,						Simple3235-0287Number:January 31,Expires:2005Estimated averageburden hours perresponse0.5				
obligation may conti <i>See</i> Instru- 1(b).	s Section 1' ction	7(a) of the		ility Hold	ling Com	pany	Act of	f 1935 or Sectio	n		
 (Print or Type Responses) 1. Name and Address of Reporting Person <u>*</u> MCCARTHY IAN J 			2. Issuer Name and Ticker or Trading Symbol BEAZER HOMES USA INC [BZH]					5. Relationship of Reporting Person(s) to Issuer (Check all applicable)			
			3. Date of Earliest Transaction(Month/Day/Year)02/03/2009					Director 10% Owner X Officer (give title Other (specify below) President and CEO			
(Street) 4. If Amendr Filed(Month/I ATLANTA, GA 30328				dment, Date Original h/Day/Year)				 6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting Person 			
(City)	(State)	(Zip)	Tabl	L Non D	omizzativa S	annit	ios A os		f or Popoficia l	ly Owned	
1.Title of Security (Instr. 3)2. Transaction Date (Month/Day/Year)2A. Dec Executiv any		-			quired of	5. Amount of Securities Beneficially Owned Following	6. Ownership 7 Form: Direct II (D) or B Indirect (I) C	7. Nature of			
Common Stock	02/03/2009			Code V D <u>(1)</u>	Amount 26,254 (1)	(A) or (D) D	Price \$ 0	Reported Transaction(s) (Instr. 3 and 4) 787,603	D		
Common Stock								5,102	I	Issuer 401K Plan	

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

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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. Transactic Code (Instr. 8)	5. orNumber of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)		ate	7. Titl Amou Under Secur (Instr.	int of rlying	8. Price of Derivative Security (Instr. 5)	9. Nu Deriv Secu Bene Owne Follo Repo Trans (Instr
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares		

Reporting Owners

Reporting Owner Name / Addre	SS	Relationships							
	Director	10% Owner	Officer	Other					
MCCARTHY IAN J 1000 ABERNATHY ROAD SUITE 1200 ATLANTA, GA 30328	,		President and CEO						
Signatures									
/s/ Allan P. Merrill	02/05/2009								
**~.	_								

**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) Forfeiture of performance-based stock due to failure to achieve specified performance criteria.

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.