MILBURY PAUL J Form 4 April 24, 2003

# FORM 4

\_ Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

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

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

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OMB APPROVAL

#### STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

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

| 1. Name and Address of Reporting Person*<br>Milbury Paul J.<br>(Last) (First) (Middle)<br>21 Beaver Street |   |   |   |             | ime <b>and</b> Ti<br>iology, Inc         |                  | Pe         | 6. Relationship of Reporting<br>Person(s)<br>to Issuer (Check all applicable) |                |   |  |  |
|--|---|---|---|-------------|--|------------------|------------|---|----------------|---|--|--|
|  |   |   |   | ortin       | entification<br>g Person,<br>(voluntary) |                  |            | atement for<br>th/Day/Year<br><b>2/03</b>                                     | 10<br><b>X</b> | _ Director<br>10% Owner<br>X Officer (give title below)<br>Other (specify below)  |  |  |
|  |   |   |   |             |  |                  |            |   |                | ice President,<br>fficer & Treas  | <u>Chief Financial</u><br>surer        |  |
| (Street)<br>Boston, MA 02108   |   |   |   |             |  |                  | Date       | 5. If Amendment,<br>Date of Original<br>(Month/Day/Year)                      |                | <ul> <li>7. Individual or Joint/Group Filing<br/>(Check Applicable Line)</li> <li>X Form filed by One Reporting<br/>Person</li> <li>Form filed by More than One<br/>Reporting Person</li> </ul> |  |  |
| (City)   | (State)                                     | (Zip)                                       | 7   | <b>Fabl</b> | e I Non-                                 | Deriva           | ntive Secu | rities Acquired, Di   |                | · · ·   |  |  |
| 1. Title of<br>Security  | 2. Trans-<br>action<br>Date<br>(Month/ Day/ | rans- 2A. Deemed<br>on Execution<br>e Date, | 3. Trans-<br>action4. Securities Acquire<br>or Disposed of (D)Code<br>(Instr. 3, 4 & 5)(Instr. 8) |             |  |                  | uired (A)  |   |                | 6. Owner-<br>ship Form:<br>Direct (D)<br>or Indirect (I)Ownership   | 7. Nature of<br>Indirect<br>Beneficial |  |
|  | Year)                                       | (Month/Day/<br>Year)                        | Code  | v           | Amount                                   | (A)<br>or<br>(D) | Price      | ing Reported<br>Transactions(s)<br>(Instr. 3 & 4)                             |                | (Instr. 4)  | (Instr. 4)                             |  |
| Common Stock   | 04/22/03                                    |   | М   |             | 4,300                                    | Α                | \$9.96     | ő   |                | D   |  |  |
| Common Stock   | 04/22/03                                    |   | S   |             | 4,300                                    | D                | \$26.995   | 5   | 0              | D   |  |  |

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly. \* If the form is filed by more than one reporting person, see Instruction 4(b)(v).

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#### FORM 4 (continued) Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

|   |            |            |           | 1 /       | ,      | / /        |                     | /            |             |              |        |        |
|---|------------|------------|-----------|-----------|--------|------------|---------------------|--------------|-------------|--------------|--------|--------|
| 1 | . Title of | 2. Conver- | 3. Trans- | 3A.       | 4.     | 5.         | 6. Date Exercisable | 7. Title and | 8. Price of | 9. Number of | 10.    | 11. Na |
| 1 | Derivative | sion or    | action    | Deemed    | Trans- | Number     | and Expiration      | Amount of    | Derivative  | Derivative   | Owner- | of Ind |
| S | Security   | Exercise   | Date      | Execution | action | of         | Date                | Underlying   | Security    | Securities   | ship   | Benef  |
|   |            | Price of   |           | Date,     | Code   | Derivative | (Month/Day/         | Securities   | (Instr. 5)  | Beneficially | Form   | Owner  |
|   |            |            |           |           |        |            |                     |              |             |              |        |        |

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|   | Derivative<br>Security | (Month/<br>Day/<br>Year) | if any<br>(Month/<br>Day/<br>Year) | (Instr.<br>8) | Ac<br>(A<br>Di<br>of<br>(In | curities<br>quired<br>) or<br>sposed<br>(D)<br>str. 3,<br>& 5) |                                |                         | (Instr. 3 & 4)  |  | Owned<br>Following<br>Reported<br>Transaction(s)<br>(Instr. 4) | of Deriv-<br>ative<br>Security:<br>Direct<br>(D)<br>or<br>Indirect<br>(I) |            |  |
|---|------------------------|--------------------------|------------------------------------|---------------|-----------------------------|--|--------------------------------|-------------------------|-----------------|--|--|---|------------|--|
|   |                        |                          |                                    | Code          |                             | ) (D)  | Exer-cisable                   | Expira-<br>tion<br>Date |                 | Amount<br>or<br>Number<br>of<br>Shares |  |   | (Instr. 4) |  |
| Non-Qualified<br>Stock Option<br>(right to buy) | \$9.96                 | 04/22/03                 |                                    | М             |                             | 4,300  | <b>02/28/02</b> <sup>(1)</sup> |                         | Common<br>Stock | 4,300                                  |  | 27,364  | D          |  |

Explanation of Responses:

(1) Twenty-five percent of the option became exercisable on the date listed in the "Date Exercisable" column; the remaining seventy-five percent becomes exercisable in 42 monthly installments thereafter.

\*\*Signature of Reporting Person

By: /s/ **Paul J. Milbury** 

## 04/23/03

Date

\*\*Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, See Instruction 6 for procedure.

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