### Edgar Filing: HERITAGE COMMERCE CORP - Form 4

#### HERITAGE COMMERCE CORP

Form 4

November 09, 2007

FORM 4 UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549							OMB APPROVAL				
							OMMISSION	OMB Number:	3235-0287		
Check thi if no long						Expires:	January 31, 2005				
subject to Section 1 Form 4 or	F CHANGES IN BENEFICIAL OWNE SECURITIES					ERSHIP OF	Estimated average burden hours per				
Form 5 obligation may continue See Instruction 1(b).	Filed purs ns Section 17(a	) of the		ility Hold	ing Con	ipany	Act of	Act of 1934, 1935 or Section	response	0.5	
(Print or Type R	Responses)										
1. Name and Address of Reporting Person ** Kaczmarek Walter Theodore			Symbol					5. Relationship of Reporting Person(s) to ssuer			
			HERITAGE COMMERCE CORP [HTBK]					(Check all applicable)			
(Last) (First) (Middle)  150 ALMADEN BOULEVARD			(Month/Day/Year)				_X_ Director _X_ Officer (give toelow)		Owner r (specify		
	(Street)		1 If Amer	ndment, Dat	ta Original			6. Individual or Joi		g(Chook	
SAN JOSE,	· · ·			th/Day/Year)	_		- -	Applicable Line) _X_ Form filed by Oo Form filed by Mo	ne Reporting Per	rson	
(City)		Zip)	Table	I Non D	omizzativa l	Soou <b>ni</b>		Person	on Donoficiall	v Owned	
							_	ired, Disposed of,			
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	Execution any	med on Date, if Day/Year)	3. Transactic Code (Instr. 8)	ODD Dispos (Instr. 3,	sed of 4 and (A) or		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 Indirect Beneficial Ownership (Instr. 4)	
Heritage Commerce Corp - Common Stock	11/07/2007			P	6,000	A	\$ 15.6462	57,000	D		
Heritage Commerce Corp - Common								25,000	I	Indirect by IRA	

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

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

(9-02)

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)	ransaction Date 3A. Deemed 4. 5. 6. Date Exercisable and Inth/Day/Year)  Execution Date, if any (Month/Day/Year)  (Month/Day/Year)  (Month/Day/Year)  (Instr. 8)  Derivative Securities  Acquired  (A) or  Disposed of (D)  (Instr. 3, 4, and 5)		e	7. Title and Amount of Underlying Securities (Instr. 3 and 4)			
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amour or Numbe of Shar
Incentive Stock Option (right to buy)	\$ 18.15					03/17/2005	03/17/2015	Heritage Commerce Corp - Common Stock	23,45
Incentive Stock Option (right to buy)	\$ 23.85					08/03/2006	08/03/2016	Heritage Commerce Corp - Common Stock	235
Non-Qualified Stock Option (right to buy)	\$ 18.15					03/17/2005	03/17/2015	Heritage Commerce Corp - Common Stock	26,54
Non-Qualified Stock Option (right to buy)	\$ 23.85					08/03/2006	08/03/2016	Heritage Commerce Corp - Common Stock	19,76
Non-Qualified Stock Option (right to buy)	\$ 23.89					05/04/2007	05/04/2017	Heritage Commerce Corp - Common Stock	25,00

# **Reporting Owners**

Reporting Owner Name / Address

Director 10% Owner Officer Other

Kaczmarek Walter Theodore
150 ALMADEN BOULEVARD X CEO and President
SAN JOSE, CA 95113

## **Signatures**

By: Rebecca Levey as Attorney in fact For: Walter T.

Kaczmarek

11/08/2007

\*\*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).

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.

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