

TRIARC COMPANIES INC  
Form 4  
August 11, 2005

**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 \*  
**PELTZ NELSON**

2. Issuer Name and Ticker or Trading Symbol  
**TRIARC COMPANIES INC  
[TRY;TRY.B]**

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)

3. Date of Earliest Transaction (Month/Day/Year)  
**08/09/2005**

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

Chairman and CEO

**TRIARC COMPANIES, INC., 280  
PARK AVENUE**

(Street)

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

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

Form filed by One Reporting Person  
 Form filed by More than One Reporting Person

**NEW YORK, NY 10017**

(City) (State) (Zip)

**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 Indirect Beneficial Ownership (Instr. 4) |           |   |                               |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|---|-----------|---|-------------------------------|
|                                 |                                      |  | Code                           | V   | Amount  | (A) or (D)   | Price   |           |   |                               |
| Class B Common Stock, Series 1  | 08/09/2005                           |  | P <sup>(1)</sup>               |   | 25  | A  | \$ 15.05  | 6,429,185 | D |                               |
| Class B Common Stock, Series 1  | 08/09/2005                           |  | G <sup>(1)</sup>               | V   | 25  | D  | 11  | 6,429,160 | D |                               |
| Class B Common Stock,           |                                      |  |                                |   |   |  |   | 47,100    | I | By Family Limited Partnership |

|          |  |  |  |  |     |  |   |  |                       |
|----------|--|--|--|--|-----|--|---|--|-----------------------|
| Series 1 |  |  |  |  |     |  |   |  | (2) (3)               |
| Class B  |  |  |  |  |     |  |   |  |                       |
| Common   |  |  |  |  |     |  |   |  |                       |
| Stock,   |  |  |  |  |     |  |   |  |                       |
| Series 1 |  |  |  |  | 400 |  | I |  | By Minor Children (2) |

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)

| 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) | 8. Price of Derivative Security (Instr. 5) | 9. Number of Derivative Securities Beneficially Owned Following Reported Transaction (Instr. 6) |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--|---|
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--|---|

## Reporting Owners

| Reporting Owner Name / Address  | Relationships |           |                  |       |
|---|---------------|-----------|------------------|-------|
|   | Director      | 10% Owner | Officer          | Other |
| PELTZ NELSON<br>TRIARC COMPANIES, INC.<br>280 PARK AVENUE<br>NEW YORK, NY 10017 | X             | X         | Chairman and CEO |       |

## Signatures

/s/ Peltz, Nelson                      08/11/2005  
 \*\*Signature of                      Date  
 Reporting Person

## 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).

## Edgar Filing: TRIARC COMPANIES INC - Form 4

- The Reporting Person and Peter W. May, the President and COO and a director of Triarc Companies, Inc. ("Triarc"), collectively made a gift of 50 shares of Triarc's Class B Common Stock, Series 1 ("Class B Stock"), to an unaffiliated third-party. Shares already owned by Mr. May were used to make the gift. The reported purchase transaction represents the reimbursement by the Reporting Person to Mr. May of the value of one-half of the gift (25 shares) at a price per share equal to the closing price on the date of the gift.
- (1) The reporting person disclaims beneficial ownership of these securities, and this report shall not be deemed an admission that the reporting person is the beneficial owner of such securities for purposes of Section 16 or for any other purpose.
  - (2) All such shares are owned by the Peltz Family Limited Partnership, an entity in which Mr. Peltz's spouse is the sole General Partner. Mr. Peltz was formerly a general partner of the partnership but has transferred his interest in the partnership to his spouse.
  - (3)

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.