## Edgar Filing: CYBERONICS INC - Form 4/A

| CYBERONI   | CS INC              |                 |  |                          |            |          |   |                                    |                     |              |  |  |
|--|---------------------|-----------------|--|--------------------------|------------|----------|---|------------------------------------|---------------------|--------------|--|--|
| Form 4/A   |                     |                 |  |                          |            |          |   |                                    |                     |              |  |  |
| June 18, 201   | 3                   |                 |  |                          |            |          |   |                                    |                     |              |  |  |
| FORM   | 14                  |                 |  |                          |            |          |   |                                    | OMB AF              | PROVAL       |  |  |
| UNITED STATES SECURITIES AND EXCHANGE COMMISSION<br>Washington, D.C. 20549 |                     |                 |  |                          |            |          |   | OMMISSION                          | OMB<br>Number:      | 3235-0287    |  |  |
| Check this box   |                     |                 |  |                          |            |          |   |                                    | Expires:            | January 31,  |  |  |
| if no longer<br>subject to STATEMENT OF CHAN                               |                     |                 |  | IGES IN                  | BENEF      | ICIA     | LOWN  | NERSHIP OF                         | Estimated a         | 2005         |  |  |
| Section 1  |                     |                 |  | SECUE                    | RITIES     |          |   |                                    | burden hours per    |              |  |  |
| Form 4 or  |                     |                 |  |                          |            |          |   |                                    | response            | 0.5          |  |  |
| Form 5<br>obligation   | -                   |                 |  |                          |            |          | -   | e Act of 1934,                     |                     |              |  |  |
| may cont   |                     |                 |  | •                        | •          | -        | •   | 1935 or Section                    | 1                   |              |  |  |
| See Instru   |                     | 30(h)           | of the Ir  | nvestment                | Compa      | ny Ac    | ct of 194   | 0                                  |                     |              |  |  |
| 1(b).  |                     |                 |  |                          |            |          |   |                                    |                     |              |  |  |
| (Print or Type I   | Responses)          |                 |  |                          |            |          |   |                                    |                     |              |  |  |
| (Thin of Type I  | (coponises)         |                 |  |                          |            |          |   |                                    |                     |              |  |  |
| 1. Name and A  | ddress of Reporting | g Person *      | 2. Issue   | er Name <b>and</b>       | Ticker of  | · Tradi  | ng  | 5. Relationship of                 | Reporting Pers      | on(s) to     |  |  |
| MORRISON HUGH M Symbol   |                     |                 |  |                          |            |          |   | Issuer                             |                     |              |  |  |
| •  |                     |                 |  | RONICS                   | INC ICY    | 'BX1     |   |                                    |                     |              |  |  |
|  |                     |                 | of Earliest Transaction                          |                          |            |          | (Check all applicable)  |                                    |                     |              |  |  |
|  |                     |                 | Day/Year)  | ansaction                |            |          | X Director 10% Owner  |                                    |                     |              |  |  |
| 100 CYBERONICS BLVD 06/11/2  |                     |                 | -  |                          |            |          | Officer (give title Other (specify  |                                    |                     |              |  |  |
|  |                     |                 |  |                          |            |          |   | below)                             | below)              |              |  |  |
| Filed(Mor  |                     |                 | endment, Da                                      | -                        | al         |          | 6. Individual or Joint/Group Filing(Check   |                                    |                     |              |  |  |
|  |                     |                 | nth/Day/Yea                                      | r)                       |            |          | Applicable Line)<br>_X_ Form filed by One Reporting Person<br>Form filed by More than One Reporting |                                    |                     |              |  |  |
| 06/13/2  |                     |                 |  | 2013                     |            |          |   |                                    |                     |              |  |  |
| HOUSTON  | , 1X //058          |                 |  |                          |            |          |   | Person                             | ,                   |              |  |  |
| (City)   | (State)             | (Zip)           | Tab  | le I - Non-I             | Derivative | Secu     | rities Acqu   | uired, Disposed of                 | , or Beneficiall    | y Owned      |  |  |
| 1.Title of   | 2. Transaction Da   |                 |  | 3.4. Securities Acquired |            |          |   | 5. Amount of                       | 6.                  | 7. Nature of |  |  |
|  |                     |                 | n Date, if                                       | Transactio               |            |          |   | Securities                         | Ownership           | Indirect     |  |  |
| (Instr. 3)   |                     | any<br>(Month/I | Code (Instr. 3, 4 and 5)<br>Day/Year) (Instr. 8) |                          |            |          |   | Beneficially<br>Owned              | Form: Direct (D) or | Ownership    |  |  |
|  |                     | (11101111)2     | , a j, i cai )                                   | (1115411-0)              |            |          |   | Following                          | Indirect (I)        | (Instr. 4)   |  |  |
|  |                     |                 |  |                          |            | (A)      |   | Reported                           | (Instr. 4)          |              |  |  |
|  |                     |                 |  |                          |            | or       |   | Transaction(s)<br>(Instr. 3 and 4) |                     |              |  |  |
|  |                     |                 |  | Code V                   | Amount     |          | Price   | (msu: 5 and 4)                     |                     |              |  |  |
| Common<br>Stock  | 06/11/2013          |                 |  | S                        | 500        | D<br>(1) | \$<br>51.919  | 13,105                             | D                   |              |  |  |

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.

 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<br>Derivative<br>Security<br>(Instr. 3) | 2.<br>Conversion<br>or Exercise<br>Price of<br>Derivative<br>Security | 3. Transaction Date<br>(Month/Day/Year) | 3A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 4.<br>Transac<br>Code<br>(Instr. 8 | ction<br>3) 1<br>2<br>(<br>1<br>(<br>( | 5.<br>tiotNumber<br>of<br>) Derivative<br>Securities<br>Acquired<br>(A) or<br>Disposed<br>of (D)<br>(Instr. 3,<br>4, and 5) |     | 3                   |                    | 7. Title and<br>Amount of<br>Underlying<br>Securities<br>(Instr. 3 and 4) |  | 8. Price of<br>Derivative<br>Security<br>(Instr. 5) | 9. Nu<br>Deriv<br>Secu<br>Bene<br>Owne<br>Follo<br>Repo<br>Trans<br>(Instr |
|---|---|---|---|------------------------------------|--|---|-----|---------------------|--------------------|---|--|---|--|
|   |   |   |   | Code `                             | V (                                    | (A)   | (D) | Date<br>Exercisable | Expiration<br>Date | Title   | Amount<br>or<br>Number<br>of<br>Shares |   |  |

## **Reporting Owners**

| Reporting Owner Name / Addr                                 | ·ess       | Relationships |         |       |  |  |  |  |  |  |  |
|---|------------|---------------|---------|-------|--|--|--|--|--|--|--|
| hepotong o whor raine, raar                                 | Director   | 10% Owner     | Officer | Other |  |  |  |  |  |  |  |
| MORRISON HUGH M<br>100 CYBERONICS BLVD<br>HOUSTON, TX 77058 | Х          |               |         |       |  |  |  |  |  |  |  |
| Signatures  |            |               |         |       |  |  |  |  |  |  |  |
| /s/ Hugh M.<br>Morrison                                     | 06/18/2013 |               |         |       |  |  |  |  |  |  |  |
| <u>**</u> Signature of<br>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) Amended to show the correct code in Table I, 4. Securities Acquired, as Disposed Of (D).

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.