

ALBERTO CULVER CO

Form 4

November 17, 2006

**FORM 4****UNITED STATES SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549**

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

## OMB APPROVAL

OMB  
Number: 3235-0287  
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2005  
Estimated average  
burden hours per  
response... 0.5

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
**SUSSER SAM J**

(Last) (First) (Middle)

3835 OCEAN DRIVE

(Street)

CORPUS CHRISTI, TX 78411

(City) (State) (Zip)

2. Issuer Name **and** Ticker or Trading  
Symbol

ALBERTO CULVER CO [ACV]

3. Date of Earliest Transaction  
(Month/Day/Year)

11/16/2006

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

5. Relationship of Reporting Person(s) to  
Issuer

(Check all applicable)

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

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

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

**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)
Common Stock	11/16/2006		D	3,037 D	0	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  
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SEC 1474  
(9-02)

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

# Edgar Filing: ALBERTO CULVER CO - Form 4

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 Underlying Securities (Instr. 3 and 4)	
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	Amount Number Shares
Director Stock Option (Right to Buy)	\$ 34.227	11/16/2006		D	3,750	<u>(2)</u>	01/23/2013	Common Stock	3,750
Director Stock Option (Right to Buy)	\$ 41.49	11/16/2006		D	3,750	<u>(2)</u>	01/22/2014	Common Stock	3,750
Director Stock Option (Right to Buy)	\$ 53.725	11/16/2006		D	3,750	<u>(2)</u>	01/27/2015	Common Stock	3,750
Director Stock Option (Right to Buy)	\$ 44.365	11/16/2006		D	3,750	<u>(2)</u>	01/26/2016	Common Stock	3,750
Director Stock Option (Right to Buy)	\$ 20.875	11/16/2006		D	11,250	<u>(2)</u>	01/24/2011	Common Stock	11,250
Director Stock Option (Right to Buy)	\$ 26.12	11/16/2006		D	3,750	<u>(2)</u>	01/23/2012	Common Stock	3,750
Phantom Stock	<u>(4)</u>	11/16/2006		D	3,924.7217	<u>(5)</u>	<u>(5)</u>	Common Stock	3,924.7217

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other

SUSSER SAM J  
3835 OCEAN DRIVE X  
CORPUS CHRISTI, TX 78411

## Signatures

/s/ James M. Spira as Attorney-in-Fact for Sam J.  
Susser

11/17/2006

\_\_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) Disposition of shares of common stock in a merger of one of the issuer's subsidiaries into the issuer to effect the formation of a holding company (the "Holding Company Merger"). In the Holding Company Merger, the shares of common stock of the issuer were converted, on a one-for-one basis, into shares of common stock of Sally Beauty Holdings, Inc. ("Sally Beauty Holdings") pursuant to an Investment Agreement dated as of June 19, 2006, as amended, among the issuer and certain of its subsidiaries and CDRS Acquisition LLC.

(2) This option, to the extent unexercisable, became exercisable in full on November 16, 2006.

(3) This option was assumed by Sally Beauty Holdings in the Holding Company Merger and replaced with an option to purchase a number of shares of common stock of Sally Beauty Holdings equal to the number of shares subject to this option at an exercise price equal to the exercise price of this option.

(4) One-for-one.

(5) Convertible, at the election of the holder, into shares of common stock on a one-for-one basis or cash on the date of the reporting person's retirement as a director.

(6) This phantom stock was assumed by Alberto-Culver Company (formerly known as New Aristotle Holdings, Inc. ("New Alberto-Culver")) and replaced with phantom stock of New Alberto-Culver and mutual fund accounts pursuant to the Deferred Compensation Plan For Non-Employee Directors which became effective on November 16, 2006.

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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