LIBBEY INC Form 4 October 17, 2008

## FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

**OMB APPROVAL** OMB

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if no longer subject to Section 16. Form 4 or Form 5 obligations

Check this box

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 \*

1(b).

may continue.

See Instruction

MOERDYK CAROL B Issuer Symbol LIBBEY INC [LBY] (Check all applicable) (First) (Middle) (Last) 3. Date of Earliest Transaction (Month/Day/Year) X\_ Director 10% Owner Officer (give title Other (specify LIBBEY INC, PO BOX 10060 10/16/2008 below) (Street) 4. If Amendment, Date Original 6. Individual or Joint/Group Filing(Check

2. Issuer Name and Ticker or Trading

Filed(Month/Day/Year)

(Zip)

5. Relationship of Reporting Person(s) to

Applicable Line) \_X\_ 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

TOLEDO, OH 43699-0060

(State)

(City)

1.Title of 2. Transaction Date 2A. Deemed 4. Securities 5. Amount of 6. Ownership 7. Nature of Security (Month/Day/Year) Execution Date, if TransactionAcquired (A) or Securities Form: Direct Indirect (Instr. 3) Code Disposed of (D) Beneficially (D) or Beneficial Indirect (I) (Month/Day/Year) (Instr. 8) (Instr. 3, 4 and 5) Owned Ownership Following (Instr. 4) (Instr. 4) Reported (A) Transaction(s) or (Instr. 3 and 4) Code V Amount (D) Price

Common 10,117 D Stock

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

Persons who respond to the collection of SEC 1474 information contained in this form are not (9-02)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)

#### Edgar Filing: LIBBEY INC - Form 4

1. Title of		2.	3. Transaction Date	3A. Deemed	4.	5. Number of		6. Date Exercisable and Expiration Date		7. Title and Amous Underlying Securi	
	Derivative	Conversion	(Month/Day/Year)	Execution Date, if any	TransactionDerivative						
	Security	or Exercise			Code	Securities		(Month/Day/Year)		(Instr. 3 and 4)	
	(Instr. 3)	Price of		(Month/Day/Year) (Instr. 8) Acquired (A		Acquired (A)	or				
		Derivative			Disposed of (D						
		Security				(Instr. 3, 4, and					
						5)					
					Code V	(A)	(D)	Date Exercisable	Expiration	Title	Amo
							(- /		Date		Num
											Shar
	70.1										
	Phantom									Common	
	Stock	\$ 0	10/16/2008		A	100.2004		08/08/1988 <u>(1)</u>	08/08/1988		100
	Units									Stock	

# **Reporting Owners**

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

MOERDYK CAROL B LIBBEY INC PO BOX 10060 TOLEDO, OH 43699-0060

## **Signatures**

By: Wendy Daudelin, Attorney in fact For: Carol B.

Moerdyk

10/17/2008

X

\*\*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).

Phantom stock units pursuant to the Libbey director's deferred compensation plan (the "Plan"), a 16b(3) plan are acquired in lieu of cash compensation earned as a director for board and board committee service or in lieu of cash dividends on the deferred phantom stock units. The number of units (each equivalent to one common share of Libbey Inc.) acquired are equivalent to the dollar value of the

- (1) compensation earned based on the market value of Libbey Inc. shares at the time the compensation is earned or the dividend paid. The market value of Libbey Inc. shares is the closing price of the Libbey Inc. shares on the New York Stock Exchange on the last trading day prior to the day the compensation is earned or the dividend is paid. The units earned are settled in cash upon the director's elected settlement date or retirement from the board.
- The phantom stock units under the Libbey Inc. directors deferred compensation plan are to be settled in cash upon the reporting person's retirement or specified settlement date. The plan is a 16b(3) plan. The reporting person acquired 100.2004 units equal to one share per unit on October 16, 2008 in lieu of compensation for a committee meeting. Units were acquired on October 16, 2008 at \$4.99 per unit.

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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