

DIERBERG JAMES F  
Form 5  
February 03, 2011

# FORM 5

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

OMB APPROVAL

OMB Number: 3235-0362  
Expires: January 31, 2005  
Estimated average burden hours per response... 1.0

Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).  
Form 3 Holdings Reported Form 4 Transactions Reported

**ANNUAL 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

1. Name and Address of Reporting Person \*  
**INVESTORS OF AMERICA LIMITED PARTNERSHIP**

2. Issuer Name and Ticker or Trading Symbol  
**FIRST PACTRUST BANCORP INC [FPTB]**

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)

3. Statement for Issuer's Fiscal Year Ended (Month/Day/Year)  
12/31/2010

Director  10% Owner  
 Officer (give title below)  Other (specify below)  
Member of 13(d) Group

135 N MERAMEC  
(Street)

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

6. Individual or Joint/Group Reporting  
(check applicable line)

CLAYTON, MO 63105

Form Filed by One Reporting Person  
 Form Filed by More than One Reporting Person

(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 at end of Issuer's Fiscal Year (Instr. 3 and 4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Indirect Beneficial Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|--|--|---|
|                                 |                                      |  |                                | (A) or (D) Amount Price   |  |  |   |
| Common Stock                    | 12/06/2010                           | Â  | S                              | 28,600 D \$ 13.0031   | 5,200  | I  | See Note (1)  |
| Common Stock                    | 12/28/2010                           | Â  | S                              | 5,200 D \$ 13.0393  | 0  | I  | See Note (1)  |
| Common Stock                    | 12/28/2010                           | Â  | S                              | 11,700 D \$ 13.0393   | 256,300  | I  | See Note (2)  |
| Common Stock                    | 12/29/2010                           | Â  | S                              | 16,100 D \$ 13.054  | 240,200  | I  | See Note (2)  |

Edgar Filing: DIERBERG JAMES F - Form 5

|              |            |   |   |        |   |            |         |   |              |
|--------------|------------|---|---|--------|---|------------|---------|---|--------------|
| Common Stock | 12/30/2010 | Â | S | 27,800 | D | \$ 13.1498 | 212,400 | I | See Note (2) |
| Common Stock | 12/31/2010 | Â | S | 10,600 | D | \$ 13.0808 | 201,800 | I | See Note (2) |
| Common Stock | Â          | Â | Â | Â      | Â | Â          | 43,680  | I | See Note (3) |

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 2270 (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. of D Se B O E Is Fi (I |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--|---------------------------|
|  |  |                                      |  |                                | (A) (D)   | Date Exercisable Expiration Date                         | Title   | Amount or Number of Shares                 |                           |

## Reporting Owners

| Reporting Owner Name / Address   | Relationships |           |         |                       |
|--|---------------|-----------|---------|-----------------------|
|  | Director      | 10% Owner | Officer | Other                 |
| INVESTORS OF AMERICA LIMITED PARTNERSHIP<br>135 N MERAMEC<br>CLAYTON, MO 63105 | Â             | Â         | Â       | Member of 13(d) Group |
| First Capital America, Inc.<br>135 NORTH MERAMEC<br>CLAYTON, MO 63105          | Â             | Â         | Â       | Member of 13(d) Group |
| DIERBERG JAMES F<br>Â  | Â             | Â         | Â       | Member of 13(d) Group |

## Signatures

James F. Dierberg, President of First Securities America, Inc., General Partner of Investors of America Limited Partnership

02/03/2011

\*\*Signature of Reporting Person

Date

James F. Dierberg, President of First Capital America, Inc. 02/03/2011  
Signature of Reporting Person Date

James F. Dierberg, Trustee of the James F. Dierberg Living Trust Dated 10/8/85 02/03/2011  
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) These securities are owned by Investors of America, Limited Partnership ("Investors") and may be deemed to be indirectly owned by First Capital America, Inc. ("First Capital") and James F. Dierberg, Trustee of the James F. Dierberg Living Trust Dated 10/8/85 ("JFD Lvg Trust"). Members of the Dierberg Family and the Dierberg Family Trusts are shareholders of First Capital; and First Securities America, Inc. ("FSA"), the General Partner of Investors. First Capital and JFD Lvg Trust disclaim beneficial ownership of these securities.
- (2) These securities are owned by First Capital and may be deemed to be indirectly owned by Investors and JFD Lvg Trust. Members of the Dierberg Family and the Dierberg Family Trusts are shareholders of First Capital and FSA, the General Partner of Investors. Investors and JFD Lvg Trust disclaim beneficial ownership of these securities.
- (3) These securities are owned by JFD Lvg Trust and may be deemed to be indirectly owned by Investors and First Capital. Members of the Dierberg Family and the Dierberg Family Trusts are shareholders of First Capital and FSA, the General Partner of Investors. Investors and First Capital disclaim beneficial ownership of these securities.

^

### Remarks:

Explanation of Response (1) This Form 5 is filed jointly by Investors of America, Limited Partners

Note: File three copies of this Form, one of which must be manually signed. If space provided 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.