

PATTERSON ARTHUR C
Form 4
December 13, 2012

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 *
PATTERSON ARTHUR C

2. Issuer Name and Ticker or Trading Symbol
ACTUATE CORP [ACTU]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)

ACTUATE CORPORATION, 2207 BRIDGEPOINTE PARKWAY, SUITE 500

3. Date of Earliest Transaction (Month/Day/Year)
12/12/2012

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

(Street)

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

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

SAN MATEO, CA 94404

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 Following Reported Transaction(s) (Instr. 3 and 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Ownership (Instr. 4)
			Code	V	Amount	(A) or (D)	Price
Common Stock	12/12/2012		M		90,000	A	\$ 1.49
Common Stock	12/12/2012		M		30,000	A	\$ 4.03
Common Stock	12/12/2012		M		25,000	A	\$ 4.65
Common Stock	12/12/2012		M		25,000	A	\$ 4.6
Common Stock	12/12/2012		M		16,000	A	\$ 4.2

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Common Stock	12/12/2012		M	10,000	A	\$ 1.92	979,970	D
Common Stock	12/12/2012		M	10,000	A	\$ 3.65	989,970	D
Common Stock	12/12/2012		M	10,000	A	\$ 1.99	999,970	D
Common Stock	12/12/2012		M	10,000	A	\$ 3.77	1,009,970 ⁽¹⁾	D

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

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(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)		
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Option (right to buy)	\$ 1.49	12/12/2012		M	90,000	03/03/2004 ⁽²⁾	03/03/2013	Common Stock	90,000
Option (right to buy)	\$ 4.03	12/12/2012		M	30,000	05/30/2007	05/30/2016	Common Stock	30,000
Option (right to buy)	\$ 4.65	12/12/2012		M	25,000	05/21/2009	05/21/2018	Common Stock	25,000
Option (right to buy)	\$ 4.6	12/12/2012		M	25,000	05/21/2010	05/21/2019	Common Stock	25,000
Option (right to buy)	\$ 4.2	12/12/2012		M	16,000	05/26/2011	05/26/2020	Common Stock	16,000
Option (right to buy)	\$ 1.92	12/12/2012		M	10,000	05/28/2004	05/28/2013	Common Stock	10,000

buy)

Option (right to buy)	\$ 3.65	12/12/2012	M	10,000	05/26/2005	05/26/2014	Common Stock	10,000
Option (right to buy)	\$ 1.99	12/12/2012	M	10,000	05/25/2006	05/25/2015	Common Stock	10,000
Option (right to buy)	\$ 3.77	12/12/2012	M	10,000	05/24/2007	05/24/2016	Common Stock	10,000

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
PATTERSON ARTHUR C ACTUATE CORPORATION 2207 BRIDGEPOINTE PARKWAY, SUITE 500 SAN MATEO, CA 94404	X			

Signatures

/s/ Arthur C.
Patterson

12/13/2012

**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) Includes 24,000 shares of the Issuer's common stock underlying RSUs previously awarded.

(2) The underlying option became exercisable as to 1/4 of the option shares after one year from the vesting commencement date of March 3, 2003 and for the balance in a series of equal monthly installments over the following 36 months.

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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