### Edgar Filing: ATHEROGENICS INC - Form 4

ATHEROGI	ENICS INC										
Form 4	4 2000										
November 0										PROVAL	
FORM 4 UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549							OMB OMB Number:	3235-0287			
Check th			v v ci	511115001	, D.C. 20				Expires:	January 31,	
Subject to Section 16. Form 4 or				CHANGES IN BENEFICIAL OWNER SECURITIES					Estimated a burden hou response		
Form 5 obligatio may cont See Instr 1(b).	ns Section 17	(a) of the	Public U		ding Con	ipany	Act of	e Act of 1934, 1935 or Section 0	1		
(Print or Type ]	Responses)										
1. Name and Address of Reporting Person <u>*</u> HENOS MICHAEL A			2. Issuer Name <b>and</b> Ticker or Trading Symbol ATHEROGENICS INC [AGIXQ.PK]					5. Relationship of Reporting Person(s) to Issuer (Check all applicable)			
(Last)	(First)	(Middle)						X Director	10% Owner		
(			(Month/Day/Year) 10/31/2008					Officer (give titleOther (specify below)			
				If Amendment, Date Original led(Month/Day/Year)				<ul> <li>6. Individual or Joint/Group Filing(Check Applicable Line)</li> <li>_X_ Form filed by One Reporting Person</li> <li> Form filed by More than One Reporting</li> </ul>			
ALPHARE'	TTA, GA 30009	)						Person	lore than One Re	porting	
(City)	(State)	(Zip)	Tab	le I - Non-I	Derivative	Securi	ties Acqu	uired, Disposed of	, or Beneficial	ly Owned	
1.Title of Security (Instr. 3)2. Transaction Date (Month/Day/Year)2A. Deemed Execution Date, if any (Month/Day/Year)		Code (Instr. 3, 4 and 5)				5. Amount of Securities Beneficially Owned Following Reported Transaction(s)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)			
				Code V	Amount	(D)	Price	(Instr. 3 and 4)			
Common stock	10/31/2008			S	70,000	D	\$ 0.055	30,000	D		
Common stock	10/31/2008			S	10,000	D	\$ 0.065	20,000	D		
Common stock	10/31/2008			S	20,000	D	\$ 0.07	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 SEC 1474 information contained in this form are not required to respond unless the form displays a currently valid OMB control

(9-02)

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#### number.

# 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. Transactio Code (Instr. 8)	5. orNumber of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	;	Date	7. Title Amou Under Securi (Instr.	nt of lying	8. Price of Derivative Security (Instr. 5)	9. Nu Deriv Secu Bene Owne Follo Repo Trans (Instr
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares		

## **Reporting Owners**

<b>Reporting Owner Name / Address</b>	Relationships							
	Director	10% Owner	Officer	Other				
HENOS MICHAEL A 8995 WESTSIDE PARKWAY ALPHARETTA, GA 30009	Х							
Signatures								
/s/CHARLES A. DEIGNAN, ATTORNEY-IN-FACT			11/	/04/2008				
<u>**</u> Signature of Reporting Pe		Date						
Explanation of Poenoneoe								

## 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).

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.