**EZ EM INC** Form 4 October 15, 2004

## 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

**SECURITIES** 

may continue. See Instruction

1(b).

# STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

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 \* STERN HOWARD S

(Last) (First) (Middle)

717 MAIN STREET

(Street)

2. Issuer Name and Ticker or Trading Symbol

EZ EM INC [EZM]

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

10/15/2004

4. If Amendment, Date Original

Filed(Month/Day/Year)

**OMB APPROVAL** 

OMB Number:

3235-0287

Expires:

January 31, 2005

Estimated average burden hours per

response...

0.5

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

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

6. Individual or Joint/Group Filing(Check

Applicable Line)

\_X\_ Form filed by One Reporting Person Form filed by More than One Reporting

Person

#### WESTBURY, NY 115905021

(City)	(State)	(Zip) Table	e I - Non-D	<b>D</b> erivative	Secur	ities Acq	uired, Disposed of	f, 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)	3. Transaction Code (Instr. 8)	4. Securities Acquired action(A) or Disposed of (D) (Instr. 3, 4 and 5)  (A)			5. Amount of Securities Beneficially Owned Following Reported	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)
			Code V	Amount	or	Price	Transaction(s) (Instr. 3 and 4)		
Common Stock	10/15/2004		S(1)	700	D	\$ 18.95	2,019,399	D	
Common Stock	10/15/2004		S(1)	400	D	\$ 18.8	2,018,999	D	
Common Stock	10/15/2004		S <u>(1)</u>	900	D	\$ 17.64	2,018,099	D	
Common Stock	10/15/2004		S <u>(1)</u>	1,000	D	\$ 17.7	2,017,099	D	
Common Stock	10/15/2004		S <u>(1)</u>	800	D	\$ 17.65	2,016,299	D	
	10/15/2004		S <u>(1)</u>	100	D		2,016,199	D	

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Common Stock					\$ 18.79		
Common Stock	10/15/2004	S(1)	500	D	\$ 18.66	2,015,699	D
Common Stock	10/15/2004	S <u>(1)</u>	200	D	\$ 18.4	2,015,499	D
Common Stock	10/15/2004	S(1)	300	D	\$ 18.38	2,015,199	D
Common Stock	10/15/2004	S(1)	500	D	\$ 17.9	2,014,699	D
Common Stock	10/15/2004	S(1)	1,000	D	\$ 17.79	2,013,699	D
Common Stock	10/15/2004	S <u>(1)</u>	700	D	\$ 17.75	2,012,999	D
Common Stock	10/15/2004	S(1)	900	D	\$ 17.71	2,012,099	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 required to respond unless the form displays a currently valid OMB control number.

SEC 1474 (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. Transact Code (Instr. 8)	5. ionNumber of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)			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
Common Stock Option (2)	\$ 9					06/01/2003	05/31/2012	Common Stock	2,000
Common Stock Option (2)	\$ 8.4					05/31/2004	05/30/2013	Common Stock	2,000

8. Pr Deri Secu (Inst Common

Stock \$ 18.7 05/29/2005 05/28/2014 Common Stock 2,000

Option

## **Reporting Owners**

Reporting Owner Name / Address

Director 10% Owner Officer Other

STERN HOWARD S
717 MAIN STREET X X

WESTBURY, NY 115905021

## **Signatures**

By: Joseph A. Cacchioli, as Attorney-In-Fact

\*\*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) The sale reported in this Form 4 was effected pursuant to a Rule 10b5-1 trading plan adopted by the reporting person on May 14, 2004.
- (2) Options granted under E-Z-EM's Directors and Consultants Stock Option Plan.

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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