### Edgar Filing: NEW PLAN EXCEL REALTY TRUST INC - Form 4

#### NEW PLAN EXCEL REALTY TRUST INC

Form 4

March 15, 2006

# FORM 4

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

OMB 3235-0287 Number:

Estimated average

Check this box if no longer subject to

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF **SECURITIES** 

January 31, Expires: 2005

0.5

**OMB APPROVAL** 

Section 16. Form 4 or Form 5 obligations may continue.

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

burden hours per response...

See Instruction

1(b).

(Print or Type Responses)

1. Name and Address of Reporting Person \* **BERNSTEIN DEAN** 

2. Issuer Name and Ticker or Trading

5. Relationship of Reporting Person(s) to Issuer

Symbol

NEW PLAN EXCEL REALTY TRUST INC [NXL]

(Check all applicable)

(Last) (First) (Middle)

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

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

03/13/2006

C/O NEW PLAN EXCEL REALTY

TRUST, INC., 420 LEXINGTON

**EVP-** Acquisitions/Dispositions

**AVENUE** 

(Street) 4. If Amendment, Date Original

Filed(Month/Day/Year)

6. Individual or Joint/Group Filing(Check

Applicable Line)

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

Person

below)

NEW YORK, NY 10170

| (City)                               | (State)                                 | (Zip) Tabl  | le I - Non-I  | Derivative | Secui            | rities Acq  | uired, Disposed of   | , or Beneficial                               | ly Owned  |  |
|--------------------------------------|---|---|---|------------|------------------|-------------|--|---|---|--|
| 1.Title of<br>Security<br>(Instr. 3) | 2. Transaction Date<br>(Month/Day/Year) | 2A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 3. 4. Securities Acquired Transaction(A) or Disposed of (D) Code (Instr. 3, 4 and 5) (Instr. 8) |            |                  | d of (D)    | 5. Amount of<br>Securities<br>Beneficially<br>Owned<br>Following | 6. Ownership Form: Direct (D) or Indirect (I) | 7. Nature of<br>Indirect<br>Beneficial<br>Ownership<br>(Instr. 4) |  |
|                                      |   |   | Code V  | Amount     | (A)<br>or<br>(D) | Price       | Reported<br>Transaction(s)<br>(Instr. 3 and 4)                   | (Instr. 4)                                    |   |  |
| Common<br>Stock                      | 03/13/2006                              |   | F   | 539        | D                | \$<br>24.99 | 27,251.834 (1)   | D   |   |  |
| Common<br>Stock                      | 03/13/2006                              |   | F   | 161        | D                | \$ 24.8     | 27,090.834 (1)   | D   |   |  |
| Common<br>Stock                      | 03/13/2006                              |   | F   | 145        | D                | \$<br>25.29 | 26,945.834 (1)   | D   |   |  |
| Common<br>Stock                      |   |   |   |            |                  |             | 7,556  | I   | By<br>Daughter  |  |

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Common 24,597.0245 Stock I By Spouse

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 | 2. Conversion | 3. Transaction Date (Month/Day/Year) |                  |            | 5.<br>onNumber | 6. Date Exerc<br>Expiration D | ate        | 7. Titl | nt of      | 8. Price of Derivative | 9. Nu<br>Deriv |
|--|------------------------|---------------|--------------------------------------|------------------|------------|----------------|-------------------------------|------------|---------|------------|------------------------|----------------|
|  | Security               | or Exercise   |                                      | any              | Code       | of             | (Month/Day/                   | Year)      | Under   | , ,        | Security               | Secui          |
|  | (Instr. 3)             | Price of      |                                      | (Month/Day/Year) | (Instr. 8) |                |                               |            | Securi  |            | (Instr. 5)             | Bene           |
|  |                        | Derivative    |                                      |                  |            | Securities     |                               |            | (Instr. | 3 and 4)   |                        | Owne           |
|  |                        | Security      |                                      |                  |            | Acquired       |                               |            |         |            |                        | Follo          |
|  |                        |               |                                      |                  |            | (A) or         |                               |            |         |            |                        | Repo           |
|  |                        |               |                                      |                  |            | Disposed       |                               |            |         |            |                        | Trans          |
|  |                        |               |                                      |                  |            | of (D)         |                               |            |         |            |                        | (Instr         |
|  |                        |               |                                      |                  |            | (Instr. 3,     |                               |            |         |            |                        |                |
|  |                        |               |                                      |                  |            | 4, and 5)      |                               |            |         |            |                        |                |
|  |                        |               |                                      |                  |            |                |                               |            |         | <b>A</b> 4 |                        |                |
|  |                        |               |                                      |                  |            |                |                               |            |         | Amount     |                        |                |
|  |                        |               |                                      |                  |            |                | Date                          | Expiration | m: .1   | or         |                        |                |
|  |                        |               |                                      |                  |            |                | Exercisable Da                | Date       |         | Number     |                        |                |
|  |                        |               |                                      | G 1 1            | (4) (7)    |                |                               |            | of      |            |                        |                |
|  |                        |               |                                      |                  | Code V     | (A) $(D)$      |                               |            |         | Shares     |                        |                |

## **Reporting Owners**

Reporting Owner Name / Address

Director 10% Owner Officer Other

BERNSTEIN DEAN C/O NEW PLAN EXCEL REALTY TRUST, INC. 420 LEXINGTON AVENUE NEW YORK, NY 10170

**EVP-** Acquisitions/Dispositions

## **Signatures**

/s/ Steven F. Siegel, Attorney-in-Fact 03/15/2006

\*\*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) This amount includes shares held in the issuer's dividend reinvestment plan. Information regarding such shares is based on a plan statement dated as of March 13, 2006.
- (2) The reporting person holds these shares as custodian of a trust for the benefit of his daughter. The reporting person disclaims beneficial ownership as to these shares, and this report shall not be deemed an admission that the reporting person is the beneficial owner of the

Reporting Owners 2

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securities for purposes of Section 16 or for any other purpose.

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.