Edgar Filing: CHEESECAKE FACTORY INC - Form 4

CHEESECAKE FACTORY INC Form 4 January 07, 2008						
Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. Section 17(a) of the	CS SECURITIES AND EXCHANG Washington, D.C. 20549 OF CHANGES IN BENEFICIAL O SECURITIES • Section 16(a) of the Securities Excha • Public Utility Holding Company Ac •) of the Investment Company Act of	WNERSHIP OF ange Act of 1934, t of 1935 or Section	OMB APPROVAL OMB 3235-0287 Number: January 31, 2005 Estimated average burden hours per response 0.5			
(Print or Type Responses)						
1. Name and Address of Reporting Person <u>*</u> BYFUGLIN MAX S	2. Issuer Name and Ticker or Trading Symbol CHEESECAKE FACTORY INC [CAKE]	Issuer	Reporting Person(s) to x all applicable)			
(Last) (First) (Middle) 26901 MALIBU HILLS ROAD	3. Date of Earliest Transaction (Month/Day/Year) 01/03/2008	Director X Officer (give t below) Preside	title 10% Owner Other (specify below) ent (Subsidiary)			
(Street) CALABASAS HILLS, CA 91301	4. If Amendment, Date Original Filed(Month/Day/Year)	Applicable Line) _X_ Form filed by Or Form filed by Mo	 6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting Person 			
(City) (State) (Zip)	Table I - Non-Derivative Securities		or Beneficially Owned			
(Instr. 3) any		5. Amount of Securities F Beneficially ((Owned F Following () Reported Transaction(s) (Instr. 3 and 4)	5. Ownership Form: Direct D) or Mainter of Beneficial ndirect (I) Instr. 4) (Instr. 4)			
Stock		75,812 <u>(1)</u> I)			

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

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 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. Transactic Code (Instr. 8)	orDerivative E		6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and Amount of 8 Underlying Securities I (Instr. 3 and 4) 9	
				Code V	(A) (I		Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Option to purchase	\$ 21.17	01/03/2008		А	30,000		(2)	01/03/2018	Common Stock	30,000

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Reporting Owners

**Signature of

Reporting Person

Reporting Owner Name / Address	Relationships				
	Director	10% Owner	Officer	Other	
BYFUGLIN MAX S 26901 MALIBU HILLS ROAD CALABASAS HILLS, CA 9130	1		President (Subsidiary)		
Signatures					
Cheryl M. 01/0 Slomann)7/2008				

Explanation of Responses:

* If the form is filed by more than one reporting person, *see* Instruction 4(b)(v).

Date

- ** Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- (1) Of this amount, 10,000 shares represent a restricted stock award vesting on January 4, 2010, 46,312 shares are held by Mr. Byfuglin and his spouse as joint tenants, and 19,500 shares are held by Mr. Byfuglin and his spouse as trustees for the Byfuglin Trust.
- (2) The option vests in five equal annual installments beginning January 3, 2009.

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.