#### TYSON FOODS INC

Form 3 May 30, 2008

### FORM 3

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

OMB APPROVAL

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INITIAL STATEMENT OF 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 2. Date of Event Requiring 3. Issuer Name and Ticker or Trading Symbol Person \* Statement TYSON FOODS INC [(TSN)] VAN BEBBER DAVID L (Month/Day/Year) 05/21/2008 (Last) (First) (Middle) 4. Relationship of Reporting 5. If Amendment, Date Original Person(s) to Issuer Filed(Month/Day/Year) 2210 W. OAKLAWN (Check all applicable) (Street) 6. Individual or Joint/Group Filing(Check Applicable Line) 10% Owner Director \_X\_ Form filed by One Reporting \_X\_\_ Officer Other Person SPRINGDALE, ARÂ 72762 (give title below) (specify below) Form filed by More than One Exec. VP & General Counsel Reporting Person (City) (State) (Zip) Table I - Non-Derivative Securities Beneficially Owned 2. Amount of Securities 4. Nature of Indirect Beneficial 1. Title of Security Beneficially Owned Ownership Ownership (Instr. 4) (Instr. 4) Form: (Instr. 5) Direct (D) or Indirect (I) (Instr. 5) D Â Class A Common Stock 102,200 By Employee Stock Purchase Class A Common Stock I 4,332 Plan Reminder: Report on a separate line for each class of securities beneficially SEC 1473 (7-02) 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

Table II - Derivative Securities Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

currently valid OMB control number.

| 1. Title of Derivative Security | 2. Date Exercisable and | 3. Title and Amount of | 4.          | 5.         | 6. Nature of        |
|---------------------------------|-------------------------|------------------------|-------------|------------|---------------------|
| (Instr. 4)                      | Expiration Date         | Securities Underlying  | Conversion  | Ownership  | Indirect Beneficial |
|                                 | (Month/Day/Year)        | Derivative Security    | or Exercise | Form of    | Ownership           |
|                                 |                         | (Instr. 4)             | Price of    | Derivative | (Instr. 5)          |

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|  | Date Exercisable | Expiration<br>Date | Title                      | Amount or<br>Number of<br>Shares | Derivative<br>Security | Security:<br>Direct (D)<br>or Indirect<br>(I)<br>(Instr. 5) |   |
|--|------------------|--------------------|----------------------------|----------------------------------|------------------------|---|---|
| Non Qualified Stock<br>Option (right to buy) | 10/10/2004(1)    | 10/10/2012         | Class A<br>Common<br>Stock | 1,200                            | \$ 9.64                | D   | Â |
| Non-Qualified Stock<br>Option (right to buy) | 03/29/2003(2)    | 03/29/2011         | Class A<br>Common<br>Stock | 10,000                           | \$ 11.5                | D   | Â |
| Non-Qualified Stock<br>Option (right to buy) | 09/19/2005(3)    | 09/19/2013         | Class A<br>Common<br>Stock | 6,000                            | \$ 13.33               | D   | Â |
| Non-Qualified Stock<br>Option (right to buy) | 09/29/2006(4)    | 09/29/2014         | Class A<br>Common<br>Stock | 8,000                            | \$ 15.96               | D   | Â |
| Non-Qualified Stock<br>Option (right to buy) | 11/16/2007(5)    | 11/16/2015         | Class A<br>Common<br>Stock | 8,000                            | \$ 16.35               | D   | Â |
| Non-Qualified Stock<br>Option (right to buy) | 11/16/2009(6)    | 11/16/2017         | Class A<br>Common<br>Stock | 8,000                            | \$ 15.06               | D   | Â |
| Non-Qualified Stock<br>Option(right to buy)  | 11/17/2008(7)    | 11/17/2016         | Class A<br>Common<br>Stock | 8,000                            | \$ 15.37               | D   | Â |

## **Reporting Owners**

| Reporting Owner Name / Address                                | Kelationships |           |                                 |       |  |
|---|---------------|-----------|---------------------------------|-------|--|
|   | Director      | 10% Owner | Officer                         | Other |  |
| VAN BEBBER DAVID L<br>2210 W. OAKLAWN<br>SPRINGDALE, AR 72762 | Â             | Â         | Exec.VP<br>& General<br>Counsel | Â     |  |

## **Signatures**

/s/ Van Bebber,
David L.

\*\*Signature of Reporting Date

Date

### **Explanation of Responses:**

- \* If the form is filed by more than one reporting person, see Instruction 5(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 Stock Options vested at 40% on 10-10-04 and 20% each year thereafter for the following three years.
- (2) The Stock Options become exercisable in four equal annual installments, commencing two years after the date of grant, 03-29-01.

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- (3) This Stock Options vest at 40% on 9-19-05 and 20% each year thereafter for the following three years.
- (4) The Stock Options vest at 40% on 09-29-06 and 20% each year thereafter for the following three years.
- (5) The Stock Options vest at 40% on 11-16-07 and 20% each year thereafter for the following three years.
- (6) The Stock Options vest at 40% on 11-16-09 and 20% each year thereafter for the following three years.
- (7) The Stock Options vest at 40% on 11-17-08 and 20% each year thereafter for the following three years.

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.