

FRAHN KURT M
Form 4
May 18, 2010

FORM 4

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

OMB APPROVAL

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STATEMENT OF CHANGES IN 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 Person *
FRAHN KURT M

2. Issuer Name and Ticker or Trading Symbol
MARINEMAX INC [HZO]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)
18167 U.S. HIGHWAY 19
NORTH, SUITE 300

(Street)

3. Date of Earliest Transaction (Month/Day/Year)
05/14/2010

____ Director _____ 10% Owner
 Officer (give title below) _____ Other (specify below)
VP of Finance and Treasurer

CLEARWATER, FL 33764

4. If Amendment, Date Original Filed(Month/Day/Year)

6. Individual or Joint/Group Filing(Check Applicable Line)
 Form filed by One Reporting Person
 Form filed by More than One Reporting Person

(City) (State) (Zip)

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially 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 (A) or Disposed of (D) (Instr. 3, 4 and 5) | 5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Indirect Beneficial Ownership (Instr. 4) | | |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|---|-----------------------|---|
| | | | Code | V | Amount | (A) or (D) | Price | | |
| Common Stock | 05/14/2010 | | M | | 1,100 | A | \$ 2.81 | 20,491 ⁽¹⁾ | D |
| Common Stock | 05/14/2010 | | S ⁽²⁾ | | 200 | D | \$ 12.25 | 20,291 | D |
| Common Stock | 05/14/2010 | | S ⁽²⁾ | | 100 | D | \$ 12.26 | 20,191 | D |
| Common Stock | 05/14/2010 | | S ⁽²⁾ | | 100 | D | \$ 12.32 | 20,091 | D |
| Common Stock | 05/14/2010 | | S ⁽²⁾ | | 200 | D | \$ 12.33 | 19,891 | D |

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| | | | | | | | |
|--------------|------------|-------------|-------|---|-----------|--------|---|
| Common Stock | 05/14/2010 | <u>S(2)</u> | 200 | D | \$ 12.34 | 19,691 | D |
| Common Stock | 05/14/2010 | <u>S(2)</u> | 300 | D | \$ 12.44 | 19,391 | D |
| Common Stock | 05/17/2010 | M | 9,525 | A | \$ 2.81 | 28,916 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 204 | D | \$ 12.25 | 28,712 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 1,100 | D | \$ 12.26 | 27,612 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 150 | D | \$ 12.27 | 27,462 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 100 | D | \$ 12.275 | 27,362 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 900 | D | \$ 12.28 | 26,462 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 800 | D | \$ 12.29 | 25,662 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 100 | D | \$ 12.295 | 25,562 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 700 | D | \$ 12.3 | 24,862 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 258 | D | \$ 12.31 | 24,604 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 600 | D | \$ 12.32 | 24,004 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 700 | D | \$ 12.33 | 23,304 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 900 | D | \$ 12.34 | 22,404 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 1,000 | D | \$ 12.35 | 21,404 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 100 | D | \$ 12.36 | 21,304 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 500 | D | \$ 12.37 | 20,804 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 700 | D | \$ 12.38 | 20,104 | D |
| Common Stock | 05/17/2010 | <u>S(2)</u> | 200 | D | \$ 12.39 | 19,904 | D |
| | 05/17/2010 | <u>S(2)</u> | 200 | D | \$ 12.4 | 19,704 | D |

Common
Stock

Common Stock 05/17/2010 S⁽²⁾ 121 D \$ 12.41 19,583 D

Common Stock 05/17/2010 S⁽²⁾ 192 D \$ 12.42 19,391 D

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

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(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. Transaction Code (Instr. 8) | 5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) | 6. Date Exercisable and Expiration Date (Month/Day/Year) | 7. Title and Amount of Underlying Securities (Instr. 3 and 4) | 8. Amount or Number of Shares |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|-------------------------------|
| Employee Stock Option (Right to Buy) | \$ 2.81 | 05/14/2010 | | M | 1,100 | ⁽³⁾ 11/20/2018 | Common Stock | 1,100 |
| Employee Stock Option (Right to Buy) | \$ 2.81 | 05/17/2010 | | M | 9,525 | ⁽³⁾ 11/20/2018 | Common Stock | 9,525 |

Reporting Owners

| Reporting Owner Name / Address | Relationships | | | |
|--|---------------|-----------|-----------------------------------|-------|
| | Director | 10% Owner | Officer | Other |
| FRAHN KURT M 18167 U.S. HIGHWAY 19 NORTH SUITE 300 | | | VP of Finance and Treasurer | |

CLEARWATER, FL 33764

Signatures

Kurt M. Frahn

05/18/2010

__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).
Includes 1,393 shares acquired under the Issuer's employee stock purchase plan in March 2010. This total reflects an adjustment of 11
(1) less shares to correct an error in the number of shares previously reported as purchased by the Reporting Person under the Issuer's employee stock purchase plan in September 2009.
(2) The shares were sold pursuant to a 10b5-1 Sales Plan.
(3) 1/36 of the options vest and become exercisable on a monthly basis for a three-year period beginning on the November 20, 2008 grant date.

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.