

Miller Kenneth F  
 Form 4  
 September 13, 2007

**FORM 4**

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

OMB APPROVAL

OMB Number: 3235-0287  
 Expires: January 31, 2005  
 Estimated average burden hours per response... 0.5

Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

**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 \*  
 Miller Kenneth F

2. Issuer Name and Ticker or Trading Symbol  
 CHOLESTECH CORPORATION  
 [CTEC]

5. Relationship of Reporting Person(s) to Issuer  
 (Check all applicable)  
 \_\_\_ Director \_\_\_ 10% Owner  
 Officer (give title below) \_\_\_ Other (specify below)  
 V.P. Sales & Marketing

(Last) (First) (Middle)  
 CHOLESTECH, 3347  
 INVESTMENT BLVD.  
 (Street)

3. Date of Earliest Transaction  
 (Month/Day/Year)  
 09/12/2007

HAYWARD, CA 94545

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		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 Ownership (Instr. 4)
			Code	V	Amount	(A) or (D)			
Common Stock	09/12/2007	09/12/2007	D		6,634	D	0	D	

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

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SEC 1474 (9-02)

**Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)**

## Edgar Filing: Miller Kenneth F - Form 4

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)			
				Code	V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Right to buy (Employee Stock Option)	\$ 8.97	09/12/2007	09/12/2007	D		40,000		<u>(2)</u>	06/16/2011	Common Stock	40,000
Right to buy (Employee Stock Option)	\$ 10.19	09/12/2007	09/12/2007	D		18,566		<u>(3)</u>	03/23/2012	Common Stock	18,566
Right to buy (Employee Stock Option)	\$ 12	09/12/2007	09/12/2007	D		2,763		<u>(4)</u>	03/22/2016	Common Stock	2,763
Right to buy (Employee Stock Option)	\$ 12	09/12/2007	09/12/2007	D		17,237		<u>(5)</u>	03/22/2016	Common Stock	17,237

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Miller Kenneth F CHOLESTECH 3347 INVESTMENT BLVD. HAYWARD, CA 94545			V.P. Sales & Marketing	

## Signatures

John F. Glenn, Atty-in-Fact for Kenneth F. Miller	09/13/2007
**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).

- Disposed of pursuant to a merger agreement between the issuer, Inverness Medical Innovations, Inc. ("IMA") and Iris Merger Sub, Inc. in
- (1) exchange for 2,895 shares of IMA Common Stock having a market value of \$48.56 per share on the effective date of the merger, and \$10.20 representing fractional shares as provided in the merger agreement.
  - (2) This option provided for vesting over 4 years. Upon effectiveness of the merger, this option was exchanged for an option to purchase 17,456 shares of IMA Common Stock with an exercise price of \$20.56 per share.
  - (3) This option provided for vesting over 4 years. Upon effectiveness of the merger, this option was exchanged for an option to purchase 8,102 shares of IMA Common Stock with an exercise price of \$23.35 per share.
  - (4) This option provided for vesting over 4 years. Upon effectiveness of the merger, this option was exchanged for an option to purchase 1,205 shares of IMA Common Stock with an exercise price of \$27.50 per share.
  - (5) This option provided for vesting over 4 years. Upon effectiveness of the merger, this option was exchanged for an option to purchase 7,522 shares of IMA Common Stock with an exercise price of \$27.50 per share.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure.

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