

Edgar Filing: MUELLER INDUSTRIES INC - Form 144

MUELLER INDUSTRIES INC

Form 144

February 10, 2004

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

FORM 144
NOTICE OF PROPOSED SALE OF SECURITIES
PURSUANT TO RULE 144 UNDER THE SECURITIES ACT OF 1933

ATTENTION: Transmit for filing 3 copies of this form concurrently with either placing an order with a broker to execute sale or executing a sale directly with a market maker.

1(a) NAME OF ISSUER (Please type or print)	(b) IRS IDENT. NO.	(c) S.E.C. NO.
Mueller Industries, Inc.	25-0790410	1-6770

1(d) ADDRESS OF ISSUER	STREET	CITY	STATE	ZIP CODE
8285 Tournament Drive, Suite 150		Memphis	Tennessee	38125

2(a) NAME OF PERSON FOR WHOSE ACCOUNT THE SECURITIES ARE TO BE SOLD	(b) IRS IDENT NO.	(c) RELATIONSHIP TO ISSUER	(d) ADDRESS STREET
Harvey L. Karp		Director	P.O. Box 30

INSTRUCTION: The person filing this notice should contact the issuer to obtain the I.R.S. Identification Number.

3(a)	(b)	SEC USE ONLY	(c)
Title of the Class of Securities To Be Sold	Name and Address of Each Broker Through Whom the Securities are to be Offered or Each Market Maker who is Acquiring the Securities	Broker-Dealer File Number	Number of Shares Other Units To Be (See instr. 3(c))
Common Stock, \$0.01 par value	Bear, Stearns & Co., Inc. 383 Madison Avenue New York, New York 10179		88,068(1)

[CONTINUATION OF THE ABOVE CHART]

(e) Number of Shares or Other Units Outstanding (See instr. (3(e)))	(f) Approximate Date of Sale (See instr. (3(f)) (MO. DAY YR.))	(g) Name of Each Securities Exchange (See instr. (3(g)))
34,267,677	From 2/10/2004 to 5/10/2004	New York Stock Exchange

INSTRUCTIONS:

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|---|---|
| <p>1. (a) Name of issuer</p> <p>(b) Issuer's I.R.S. Identification Number</p> <p>(c) ISSUER'S S.E.C. file number, if any</p> <p>(d) Issuer's address, including zip code</p> <p>(e) Issuer's telephone number, including area code</p> <p>2. (a) Name of person for whose account the securities are to be sold</p> <p>(b) Such person's I.R.S. identification number, if such person is an entity</p> <p>(c) Such person's relationship to the issuer (e.g., officer, director, 10% stockholder, or member of immediate family of any of the foregoing)</p> <p>(d) Such person's address, including zip code</p> | <p>3. (a) Title of the class of securities</p> <p>(b) Name and address of each person to whom securities are intended to be sold</p> <p>(c) Number of shares or other securities, give the aggregate</p> <p>(d) Aggregate market value of securities as of a specified date within this notice</p> <p>(e) Number of shares or other securities or if debt securities then as shown by the most recent statement by the issuer</p> <p>(f) Approximate date on which securities are intended to be sold</p> <p>(g) Name of each securities exchange on which securities are intended to be sold</p> |
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- 1 Number of shares to be sold does not include shares of Common Stock withheld by the Issuer in taxes upon the exercise of stock options by the Seller.
- 2 Based on a closing price of \$32.15 on February 9, 2004.

TABLE I -- SECURITIES TO BE SOLD

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Furnish the following information with respect to the acquisition of the securities and with respect to the payment of all or any part of the purchase price or other consideration.

Title of the Class	Date you Acquired	Nature of Acquisition Transaction	Name of Person from Whom Acquired (If gift, also give date donor acquired)	Amount of Securities Acquired
Common Stock, \$0.01 par value	Feb. 9, 2004	Exercise of stock options pursuant to a registration statement on Form S-8 effective under the Securities Act of 1933	Issuer	445,000 shares

INSTRUCTIONS: If the securities were purchased and full payment therefor was not made in cash at the table or in a note thereto the nature of the consideration given. If the consideration was other obligation, or if payment was made in installments describe the arrangement and the obligation was discharged in full or the last installment paid.

TABLE II -- SECURITIES SOLD DURING THE PAST 3 MONTHS
Furnish the following information as to all securities of the issuer sold during the period the person for whose account the securities are to be sold.

Name and Address of Seller	Title of Securities Sold	Date of Sale
Harvey L. Karp P.O. Box 30 East Hampton, NY 11937		See Schedule A

REMARKS: The shares of Common Stock covered by this Form 144 are being sold pursuant to a Rule 10b-18 plan adopted on January 16, 2004 as amended as of February 6, 2004, and the representation below regarding the sale of the securities speaks as of that plan's adoption date and the date of the amendment.

INSTRUCTIONS:
See the definition of "person" in paragraph (a) of Rule 144. Information is to be given not only as to the person for whose account the securities are to be sold but also as to all other persons included in that definition. In addition, information shall be given as to sales by all persons whose sales are required by paragraph (e) of Rule 144 to be aggregated with sales for the account of the person filing this notice.

ATTENTION:
The person for whose account the securities are to be sold hereby represents that he does not know any material information that might affect the value of the securities to be sold which is not disclosed.

February 10, 2004

DATE OF NOTICE

/s/ Harvey L. Karp

(Signature)

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The notice shall be signed by the person for whose account the securities are to be sold. A
shall be manually signed. Any copies not manually signed shall bear typed or printed

ATTENTION: Intentional misstatements or omission of facts constitute Federal Criminal Violations

Schedule A

Titles of Securities Sold	Date of Sale	Amount of Securities Sold	Gross Proceeds
Common Stock	1/21/04	1,200	\$38,640
Common Stock	1/21/04	100	\$3,221
Common Stock	1/21/04	2,000	\$64,500
Common Stock	1/21/04	400	\$12,904
Common Stock	1/21/04	100	\$3,227
Common Stock	1/21/04	200	\$6,458
Common Stock	1/21/04	2,600	\$83,980
Common Stock	1/21/04	1,200	\$38,772
Common Stock	1/21/04	1,400	\$45,248
Common Stock	1/21/04	700	\$22,631
Common Stock	1/21/04	900	\$29,106
Common Stock	1/21/04	1,100	\$35,585
Common Stock	1/21/04	700	\$22,652
Common Stock	1/21/04	1,400	\$45,318
Common Stock	1/21/04	900	\$29,142
Common Stock	1/21/04	7,300	\$236,447
Common Stock	1/21/04	2,300	\$74,520
Common Stock	1/21/04	100	\$3,242
Common Stock	1/21/04	100	\$3,243
Common Stock	1/21/04	200	\$6,488
Common Stock	1/21/04	300	\$9,735
Common Stock	1/21/04	100	\$3,246

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Common Stock	1/21/04	100	\$3,247
Common Stock	1/21/04	200	\$6,496
Common Stock	1/21/04	2,300	\$74,727
Common Stock	1/21/04	700	\$22,750
Common Stock	1/21/04	100	\$3,251
Common Stock	1/21/04	500	\$16,260
Common Stock	1/21/04	500	\$16,265
Common Stock	1/21/04	591	\$19,231

Titles of Securities Sold	Date of Sale	Amount of Securities Sold	Gross Proceeds
Common Stock	1/21/04	4,800	\$156,240
Common Stock	1/21/04	100	\$3,256
Common Stock	1/21/04	400	\$13,028
Common Stock	1/21/04	300	\$9,780
Common Stock	1/22/04	100	\$3,183
Common Stock	1/22/04	2,000	\$63,680
Common Stock	1/22/04	400	\$12,748
Common Stock	1/22/04	200	\$6,378
Common Stock	1/22/04	4,300	\$137,170
Common Stock	1/22/04	900	\$28,719
Common Stock	1/22/04	5,700	\$181,944
Common Stock	1/22/04	200	\$6,386
Common Stock	1/22/04	11,000	\$351,450
Common Stock	1/22/04	100	\$3,196
Common Stock	1/22/04	2,700	\$86,319
Common Stock	1/22/04	1,400	\$44,772
Common Stock	1/22/04	1,100	\$35,189
Common Stock	1/22/04	1,400	\$44,800
Common Stock	1/22/04	1,500	\$48,015

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Common Stock	1/22/04	400	\$12,808
Common Stock	1/22/04	1,300	\$41,639
Common Stock	1/22/04	300	\$9,612
Common Stock	1/22/04	400	\$12,820
Common Stock	1/22/04	400	\$12,824
Common Stock	1/22/04	200	\$6,416
Common Stock	1/22/04	400	\$12,836
Common Stock	1/22/04	1,000	\$32,100
Common Stock	1/22/04	1,000	\$32,110
Common Stock	1/22/04	100	\$3,212

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Titles of Securities Sold	Date of Sale	Amount of Securities Sold	Gross Proceeds
Common Stock	1/22/04	600	\$19,278
Common Stock	1/22/04	500	\$16,070
Common Stock	1/22/04	300	\$9,645
Common Stock	1/22/04	800	\$25,728
Common Stock	1/22/04	1,000	\$32,170
Common Stock	1/22/04	3,400	\$109,412
Common Stock	1/22/04	400	\$12,876
Common Stock	1/22/04	2,000	\$64,400
Common Stock	1/22/04	200	\$6,442
Common Stock	1/22/04	300	\$9,669
Common Stock	1/22/04	200	\$6,450
Common Stock	1/22/04	500	\$16,165
Common Stock	1/22/04	2,800	\$90,552
Common Stock	1/22/04	300	\$9,705
Common Stock	1/23/04	900	\$28,170

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Common Stock	1/23/04	1,000	\$31,310
Common Stock	1/23/04	1,100	\$34,452
Common Stock	1/23/04	100	\$3,134
Common Stock	1/23/04	400	\$12,540
Common Stock	1/23/04	100	\$3,137
Common Stock	1/23/04	200	\$6,280
Common Stock	1/23/04	1,300	\$40,885
Common Stock	1/23/04	1,300	\$40,924
Common Stock	1/23/04	200	\$6,298
Common Stock	1/23/04	2,700	\$85,185
Common Stock	1/23/04	200	\$6,312
Common Stock	1/23/04	200	\$6,314
Common Stock	1/23/04	200	\$6,316
Common Stock	1/23/04	1,300	\$41,067

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Titles of Securities Sold	Date of Sale	Amount of Securities Sold	Gross Proceeds
Common Stock	1/23/04	13,300	\$420,280
Common Stock	1/23/04	700	\$22,127
Common Stock	1/23/04	4,500	\$142,290
Common Stock	1/23/04	1,800	\$56,934
Common Stock	1/23/04	500	\$15,825
Common Stock	1/23/04	300	\$9,498
Common Stock	1/23/04	200	\$6,334
Common Stock	1/23/04	200	\$6,336
Common Stock	1/23/04	100	\$3,169
Common Stock	1/23/04	700	\$22,190
Common Stock	1/23/04	600	\$19,026

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Common Stock	1/23/04	400	\$12,688
Common Stock	1/23/04	500	\$15,865
Common Stock	1/23/04	1,300	\$41,262
Common Stock	1/23/04	10,100	\$320,675
Common Stock	1/23/04	1,000	\$31,840
Common Stock	2/2/04	1,700	\$51,765
Common Stock	2/2/04	600	\$18,138
Common Stock	2/2/04	100	\$3,016
Common Stock	2/2/04	1,000	\$30,150
Common Stock	2/2/04	100	\$3,011
Common Stock	2/2/04	3,200	\$96,000
Common Stock	2/2/04	100	\$3,006
Common Stock	2/2/04	100	\$3,010
Common Stock	2/2/04	100	\$3,005
Common Stock	2/2/04	200	\$6,008
Common Stock	2/2/04	200	\$6,006
Common Stock	2/2/04	100	\$3,015
Common Stock	2/2/04	500	\$15,050

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Titles of Securities Sold	Date of Sale	Amount of Securities Sold	Gross Proceeds
Common Stock	2/2/04	1,100	\$33,099
Common Stock	2/2/04	300	\$9,024
Common Stock	2/2/04	100	\$3,007
Common Stock	2/2/04	100	\$3,029
Common Stock	2/2/04	200	\$6,050
Common Stock	2/2/04	500	\$15,100
Common Stock	2/2/04	200	\$6,030

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Common Stock	2/2/04	200	\$6,046
Common Stock	2/2/04	100	\$3,014
Common Stock	2/2/04	100	\$3,037
Common Stock	2/2/04	400	\$12,140
Common Stock	2/2/04	100	\$3,034
Common Stock	2/2/04	200	\$6,060
Common Stock	2/2/04	100	\$3,028
Common Stock	2/2/04	200	\$6,046
Common Stock	2/2/04	100	\$3,022
Common Stock	2/2/04	300	\$9,081
Common Stock	2/2/04	100	\$3,031
Common Stock	2/2/04	100	\$3,025
Common Stock	2/2/04	100	\$3,024
Common Stock	2/2/04	400	\$12,092
Common Stock	2/2/04	100	\$3,020
Common Stock	2/2/04	100	\$3,016
Common Stock	2/2/04	200	\$6,024
Common Stock	2/2/04	100	\$3,013
Common Stock	2/2/04	400	\$12,040
Common Stock	2/2/04	300	\$9,021

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Titles of Securities Sold	Date of Sale	Amount of Securities Sold	Gross Proceeds
Common Stock	2/2/04	200	\$6,046
Common Stock	2/2/04	100	\$3,018
Common Stock	2/2/04	100	\$3,013
Common Stock	2/2/04	200	\$6,020
Common Stock	2/2/04	800	\$24,000

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Common Stock	2/2/04	100	\$3,011
Common Stock	2/2/04	100	\$3,005
Common Stock	2/2/04	100	\$3,018
Common Stock	2/2/04	200	\$6,030
Common Stock	2/2/04	200	\$6,040
Common Stock	2/2/04	200	\$6,034
Common Stock	2/2/04	100	\$3,013
Common Stock	2/2/04	100	\$3,011
Common Stock	2/2/04	300	\$9,030
Common Stock	2/2/04	100	\$3,007
Common Stock	2/2/04	100	\$3,018
Common Stock	2/2/04	600	\$18,084
Common Stock	2/2/04	100	\$3,015
Common Stock	2/2/04	200	\$6,026
Common Stock	2/2/04	400	\$12,040
Common Stock	2/2/04	200	\$6,016
Common Stock	2/2/04	300	\$9,021
Common Stock	2/2/04	400	\$12,028
Common Stock	2/2/04	300	\$9,045
Common Stock	2/2/04	300	\$9,021
Common Stock	2/2/04	100	\$3,006
Common Stock	2/2/04	800	\$24,000
Common Stock	2/3/04	5,205	\$156,150
Common Stock	2/3/04	200	\$6,002

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Titles of Securities Sold	Date of Sale	Amount of Securities Sold	Gross Proceeds
Common Stock	2/3/04	100	\$3,002

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Common Stock	2/3/04	11,300	\$339,339
Common Stock	2/3/04	100	\$3,004
Common Stock	2/3/04	1,000	\$30,050
Common Stock	2/3/04	500	\$15,030
Common Stock	2/3/04	3,900	\$117,273
Common Stock	2/3/04	200	\$6,016
Common Stock	2/3/04	100	\$3,009
Common Stock	2/2/04	1,900	\$57,190
Common Stock	2/2/04	300	\$9,036
Common Stock	2/3/04	100	\$3,013
Common Stock	2/3/04	200	\$6,030
Common Stock	2/3/04	50,000	\$1,509,000
Common Stock	2/3/04	500	\$15,095
Common Stock	2/3/04	3,200	\$96,640
Common Stock	2/3/04	600	\$18,126
Common Stock	2/3/04	2,100	\$63,462
Common Stock	2/3/04	700	\$21,161
Common Stock	2/3/04	5,300	\$160,272
Common Stock	2/3/04	2,000	\$60,500
Common Stock	2/3/04	100	\$3,026
Common Stock	2/3/04	300	\$9,081
Common Stock	2/3/04	100	\$3,028
Common Stock	2/3/04	800	\$24,240
Common Stock	2/3/04	100	\$3,031
Common Stock	2/4/04	400	\$12,060
Common Stock	2/4/04	800	\$24,136
Common Stock	2/4/04	700	\$21,140
Common Stock	2/4/04	200	\$6,048

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Common Stock	2/4/04	1,100	\$33,275
Common Stock	2/4/04	400	\$12,136
Common Stock	2/4/04	2,000	\$61,300
Common Stock	2/4/04	1,000	\$30,700
Common Stock	2/4/04	1,000	\$30,850
Common Stock	2/4/04	1,000	\$31,000
Common Stock	2/4/04	2,000	\$62,100
Common Stock	2/4/04	1,000	\$31,100
Common Stock	2/4/04	1,600	\$49,808
Common Stock	2/4/04	400	\$12,460
Common Stock	2/4/04	3,800	\$118,560
Common Stock	2/4/04	1,000	\$31,250
Common Stock	2/4/04	500	\$15,645
Common Stock	2/4/04	500	\$15,660
Common Stock	2/4/04	1,000	\$31,330
Common Stock	2/4/04	1,200	\$37,620
Common Stock	2/4/04	2,000	\$62,400

In addition to the foregoing sales pursuant to Rule 144, on January 20, 2004 the Issuer withheld 64,909 shares of Common Stock (valued at \$32.56) to pay required Federal, state and local withholding taxes due with respect to the exercise by Harvey L. Karp of options to purchase 200,000 shares of Common Stock, on February 2, 2004 the Issuer withheld 64,595 shares of Common Stock (valued at \$30.39) to pay required Federal, state and local withholding taxes due with respect to the exercise by Harvey L. Karp of options to purchase 200,000 shares of Common Stock and on February 9, 2004 the Issuer withheld 144,328 shares of Common Stock (valued at \$32.24) to pay required Federal, state and local withholding with respect to the exercise by Harvey L. Karp of options to purchase 445,000 shares of Common Stock.