Edgar Filing: ALIGN TECHNOLOGY INC - Form 144

ALIGN TECHNOLOGY INC

Form 144

| October 30, 2013 | | | | | | |
|---|----------------------------------|-----------------------------------|---------------|-------------|--------------------------|-------------------------------|
| UNITED STATES | | | | | OMB APPROVAL | |
| SECURITIES AND EXCHANGE COMMISSION | | | | | OMB Number: | 3235-0101 |
| Washington, D.C. 20549 | | | | | Expires: | February 28, 2014 |
| | | | | | Estimate burden | d average |
| FORM 144 | | | | | hours per 1.00 response | |
| NOTICE | OF PROPOSED SALE | E OF SECURITII | ES | | SEC USE ONLY | |
| PURSUANT TO RULE 144 UNDER THE SECURITIES ACT OF 1933 | | | | | DOCUMENT SEQUENCE NO. | |
| | | | | | CUSIP N | NUMBER |
| ATTENTION: Transmit for filing order with a broker to execute sa | | | | cing an | | |
| 1 (a) NAME OF ISSUER (Pleas | e type or print) | (b) IRS IDENT. NO. | (c) S.E.C. | FILE NO | | ORK ATION |
| Align Tech | | 94-3267295 | 00032259 |) | | |
| 1 (d) ADDRESS STREET OF ISSUER | | CITY | STATE | ZIP CODE | (e) TELI NO | EPHONE |
| 2560 ORCI | HARD PKWY | SAN JOSE | CA | 95131 | 408-470 | -1000 |
| 2 (a) NAME OF PERSON FOR WHOSE ACCOUNT THE SECURITIES ARE TO BE SOLD | (b) RELATIONSHIE TO ISSUER | (c) ADDRESS | STREET | CITY | STATE | ZIP CODE |
| RICHARD M. TWOMEY | AFFILIATE | 2560 ORCHA | ARD PKWY | SAN JOSE | CA | 95131 |
| INSTRUCTION: The person filing this notice should contact the issuer to obtain the I.R.S. Identification Number and the S.E.C. File Number. | | | | | | |
| 3 (a) (b) | SEC USE (c) ONLY | (d) | (e) | (f) | (, | g) |
| Title of the Class of | | Number f Shares Aggreg Mark | Number Shares | Appı | roximate of Sale | Name of Each Securities |

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| | Name and Address of Each Broker Through Whom the | | or Other Units | | or Other Units | | |
|--------------------------|--|-------------|-------------------|-------------------|-------------------|-------------------|-------------------|
| Securities To Be Sold | Securities are to be Offered or Each Market Maker | File Number | To Be Sold | Value | Outstanding | (See instr. 3(f)) | Exchange |
| | who is Acquiring the Securities | | (See instr. 3(c)) | (See instr. 3(d)) | (See instr. 3(e)) | (MO. DAY YR.) | (See instr. 3(g)) |
| COMMON STOCK | DEUTSCHE BANK SECURITIES INC, 101 CALIFORNIA ST., 46TH FL SAN FRANCISCO, CA 94111 | | 4010 | 228,751.00 | 79,840,000 | 10/30/2013 | NASDAQ |

INSTRUCTIONS:

- 1. (a) Name of issuer
 - (b) Issuer's I.R.S. Identification Number
 - (c) Issuer's S.E.C. file number, if any
 - (d) Issuer's address, including zip code
 - (e) Issuer's telephone number, including area code
- 2. (a) Name of person for whose account the securities are to be sold
 - (b) Such person's relationship to the issuer (e.g., officer, director, 10% stockholder, or member of immediate family of any of the foregoing)
 - (c) Such person's address, including zip code

- 3. (a) Title of the class of securities to be sold
 - (b) Name and address of each broker through whom the securities are intended to be sold
 - (c) Number of shares or other units to be sold (if debt securities, give the aggregate face amount)
 - (d) Aggregate market value of the securities to be sold as of a specified date within 10 days prior to filing of this notice
 - (e) Number of shares or other units of the class outstanding, or if debt securities the face amount thereof outstanding, as shown by the most recent report or statement published by the issuer
 - (f) Approximate date on which the securities are to be sold
 - (g) Name of each securities exchange, if any, on which the securities are intended to be sold

Potential persons who are to respond to the collection of information contained in this form are SEC 1147 not required to respond unless the form displays a currently valid OMB control number. (08-07)

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TABLE I — SECURITIES TO BE SOLD

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

| | | | Name of Person from | | | |
|-----------|------------|--|--------------------------|------------|------------|-----------|
| | | | Whom Acquired | Amount of | | |
| Title of | Date you | Nature of Acquisition | (If gift, also give date | Securities | Date of | Nature of |
| the Class | Acquired | Transaction | donor acquired) | Acquired | Payment | Payment |
| COMMON | 10/30/2013 | STOCK OPTION EXERCISE, SAME DAY SALE | ALIGN TECHNOLOGY INC. | 4,010 | 10/30/2013 | NA |

INSTRUCTIONS: If the securities were purchased and full payment therefor was not made in cash at the time of purchase, explain in the table or in a note thereto the nature of the consideration given. If the consideration consisted of any note or other obligation, or if payment was made in installments describe the arrangement and state when the note or other 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 past 3 months by the person for whose account the securities are to be sold.

| | | Date of | Amount of Securities | |
|----------------------------|--------------------------|------------|----------------------|----------------|
| Name and Address of Seller | Title of Securities Sold | Sale | Sold | Gross Proceeds |
| RICHARD M. TWOMEY | | | | |
| 2560 ORCHARD PKWY | ALIGN TECHNOLOGY | 08/29/2013 | 2,135 | 93,422.26 |
| SAN JOSE, CA 95131 | | | | |

EXPLANATION OF RESPONSES:

REMARKS:

INSTRUCTIONS:

See the definition of "person" in paragraph (a) of Rule 144. The person for whose account the securities to which this 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.

October 30, 2013 DATE OF NOTICE

ATTENTION: Intentional

DATE OF PLAN ADOPTION OR GIVING OF INSTRUCTION. IF **RELYING ON RULE 10B5-1**

SEC 1147 (02-08)

misstatements or omission of facts constitute

Federal Criminal Violations (See 18 U.S.C. 1001)

ATTENTION:

notice relates are to be sold hereby represents by signing this notice that he does not know any material adverse information in regard to the current and prospective operations of the Issuer of the securities to be sold which has not been publicly disclosed. If such person has adopted a written trading plan or given trading instructions to satisfy Rule 10b5-1 under the Exchange Act, by signing the form and indicating the date that the plan was adopted or the instruction given, that person makes such representation as of the plan adoption or instruction date.

/s/ RICHARD TWOMEY (SIGNATURE)

The notice shall be signed by the person for whose account the securities are to be sold. At least one copy of the notice shall be manually signed. Any copies not manually signed shall bear typed or printed signatures.

REMARKS: