#### PYOTT DAVID E I

Form 4

February 24, 2009

### FORM 4

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

OMB 3235-0287 Number:

**OMB APPROVAL** 

Check this box if no longer subject to Section 16.

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF **SECURITIES** 

January 31, Expires: 2005 Estimated average

Form 4 or Form 5 obligations may continue.

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

2. Issuer Name and Ticker or Trading

burden hours per response... 0.5

5. Relationship of Reporting Person(s) to

2,016.8797 (1) I

 $2,853.6205 \stackrel{(2)}{=} I$ 

I

120,486

See Instruction

30(h) of the Investment Company Act of 1940

1(b).

Common

Common

Common

Stock

Stock

Stock

(Print or Type Responses)

1. Name and Address of Reporting Person \*

PYOTT DA	VID E I	Symbol			8	Issuer		
		ALLER	GAN INC	C [AGN]		(Cho	eck all applicable	e)
(Last)	(First) (M	fiddle) 3. Date of	Earliest Tra	ansaction		·	**	
2525 DUPO	NT DRIVE	(Month/D 02/20/20	•			_X_ Director _X_ Officer (gi below)		6 Owner eer (specify
	4. If Amer	4. If Amendment, Date Original			6. Individual or Joint/Group Filing(Check			
IRVINE, CA	A 92612	Filed(Mon	th/Day/Year)	)		Applicable Line) _X_ Form filed by Form filed by Person	One Reporting Po	
(City)	(State)	(Zip) Table	e I - Non-D	erivative Securi	ities Ac	quired, Disposed	of, or Beneficia	lly Owned
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)		3. Transactic Code (Instr. 8)	4. Securities onAcquired (A) of Disposed of (I (Instr. 3, 4 and or Amount (D)	D) . 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)
Common Stock						31,252	D	

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

By 401(k)

By Esop

By Living

Trust

Trust

Trust

#### Edgar Filing: PYOTT DAVID E I - Form 4

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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)

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. Transactio Code (Instr. 8)	5. Number of Derivative Expiration Date Expiration Date (Month/Day/Year)  Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)		ate	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount Number Shares
Employee Stock Option (Right to Buy)	\$ 40.16	02/20/2009		A	533,000	(3)	02/20/2019	Common Stock	533,00

# **Reporting Owners**

Relationships						
Director	10% Owner	Officer	Other			
X		Chairman and CEO				
		Director 10% Owner	Director 10% Owner Officer			

# **Signatures**

/s/ Matthew J. Maletta, attorney-in-fact for David E.I.

Pyott

02/24/2009

\*\*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).
- (1) Shares allocated to reporting person's SIP account as of reporting date.
- (2) Shares allocated to the reporting person's ESOP account as of reporting date.
- (3) The option becomes exercisable in four equal annual installments beginning February 20, 2010.

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.

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