### Edgar Filing: ASBURY AUTOMOTIVE GROUP INC - Form 5

#### ASBURY AUTOMOTIVE GROUP INC

Form 5

per share

Common

stock, par

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11/30/2004

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February 01, 2005 **OMB APPROVAL** FORM 5 **OMB** UNITED STATES SECURITIES AND EXCHANGE COMMISSION 3235-0362 Number: Washington, D.C. 20549 Check this box if January 31, Expires: no longer subject 2005 to Section 16. Estimated average ANNUAL STATEMENT OF CHANGES IN BENEFICIAL Form 4 or Form burden hours per 5 obligations OWNERSHIP OF SECURITIES response... 1.0 may continue. See Instruction Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, 1(b). Form 3 Holdings Section 17(a) of the Public Utility Holding Company Act of 1935 or Section Reported 30(h) of the Investment Company Act of 1940 Form 4 Transactions Reported 1. Name and Address of Reporting Person \* 2. Issuer Name and Ticker or Trading 5. Relationship of Reporting Person(s) to Issuer **CHARLES B & ANITA** Symbol **DESAUSSURE TOMM TENANTS** ASBURY AUTOMOTIVE GROUP (Check all applicable) BY THE ENTIRETIES INC [NYSE: ABG] (Middle) 3. Statement for Issuer's Fiscal Year Ended (Last) (First) Director \_X\_\_ 10% Owner Officer (give title Other (specify (Month/Day/Year) below) below) 12/31/2004 4306 PABLO OAKS COURT (Street) 4. If Amendment, Date Original 6. Individual or Joint/Group Reporting Filed(Month/Day/Year) (check applicable line) JACKSONVILLE, Â FLÂ 32224 Form Filed by One Reporting Person \_X\_ 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 2. Transaction Date 2A. Deemed 3. 4. Securities Acquired 5. Amount of 6. Ownership 7. Nature of (Month/Day/Year) Execution Date, if Transaction Form: Direct Indirect Security (A) or Disposed of Securities (Instr. 3) Code (D) Beneficially (D) or Beneficial (Month/Day/Year) (Instr. 8) (Instr. 3, 4 and 5) Owned at end Indirect (I) Ownership of Issuer's (Instr. 4) (Instr. 4) Fiscal Year (A) (Instr. 3 and or Amount (D) Price By Luther W. Coggin Common and stock, par Â \$ (1) 349,221 11/29/2004 G 3,795 D Ι Blanche B. value \$0.01 Coggin

**2003 Trust** 

By Luther

W. Coggin

(2)

\$ <sup>(1)</sup> 322,921

26.300 D

Ι

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value \$0.01 per share									and Blanche B. Coggin 2003 Trust
Common stock, par value \$0.01 per share	12/01/2004	Â	G	45,900	D	\$ <u>(1)</u>	227,021	I	By Luther W. Coggin and Blanche B. Coggin 2003 Trust
Common stock, par value \$0.01 per share	12/02/2004	Â	G	27,265	D	\$ <u>(1)</u>	249,756	I	By Luther W. Coggin and Blanche B. Coggin 2003 Trust
Common stock, par value \$0.01 per share	Â	Â	Â	Â	Â	Â	125,100 (3)	D	Â
Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.			Persons will contained in the form dis	SEC 2270 (9-02)					

 $\label{thm:convertible} \textbf{Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned} \\ \textit{(e.g., puts, calls, warrants, options, convertible securities)}$ 

1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)		ate	Amor Unde Secur	le and ant of rlying ities . 3 and 4)	8. Price of Derivative Security (Instr. 5)
					Date Exercisable	Expiration Date	Title	Amount or Number of	

(A) (D)

# **Reporting Owners**

Reporting Owner Name / Address

Relationships

Shares

of D

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Reporting Owners 2

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Director 10% Owner Officer Other

CHARLES B & ANITA DESAUSSURE TOMM TENANTS BY THE

ENTIRETIES

4306 PABLO OAKS COURT

JACKSONVILLE, FLÂ 32224

COGGIN LUTHER

4306 PABLO OAKS COURT

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JACKSONVILLE, FLÂ 32224

## **Signatures**

Lynne A. Burgess, Attorney-in-Fact

02/01/2005

\*\*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) Bona fide gift.
- (2) Charles B. Tomm is the trustee for the Luther W. Coggin and Blanche B. Coggin 2003 Trust U/A 12/18/03 (the "Trust"). Mr. Tomm expressly disclaims beneficial ownership of the shares of common stock of Asbury Automotive Group, Inc. held by the Trust.
- (3) Charles B. Tomm and Anita DeSaussure Tomm own these shares directly as tenants by the entireties.

Note: File three copies of this Form, one of which must be manually signed. If space provided 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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