

NEWMONT MINING CORP /DE/  
Form 4  
November 06, 2007

# FORM 4

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

OMB APPROVAL

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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 \*  
MAHONEY THOMAS P

2. Issuer Name and Ticker or Trading Symbol  
NEWMONT MINING CORP /DE/  
[NEM]

5. Relationship of Reporting Person(s) to Issuer  
  
(Check all applicable)

(Last) (First) (Middle)  
1700 LINCOLN STREET  
  
(Street)

3. Date of Earliest Transaction  
(Month/Day/Year)  
11/02/2007

\_\_\_\_ Director  
 Officer (give title below) \_\_\_\_\_ 10% Owner  
\_\_\_\_\_ Other (specify below)  
Vice President

DENVER, CO 80203

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 (Instr. 8)	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)
				(A) or (D) Code V Amount (D) Price			
Common Stock, \$1.60 par value	11/02/2007		M	2,000 A \$ 31.75	15,508	D	
Common Stock, \$1.60 par value	11/02/2007		S	2,000 D 13,508	13,508	D	
Common Stock, \$1.60 par value	11/02/2007		M	3,333 A \$ 28.32	16,841	D	

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Common Stock, \$1.60 par value	11/02/2007	S	3,333	D	Ⓛ	13,508	D
Common Stock, \$1.60 par value	11/02/2007	M	938	A	\$ 28.56	14,446	D
Common Stock, \$1.60 par value	11/02/2007	S	938	D	Ⓛ	13,508	D
Common Stock, \$1.60 par value	11/02/2007	M	1,563	A	\$ 23.99	15,071	D
Common Stock, \$1.60 par value	11/02/2007	S	1,563	D	Ⓛ	13,508	D
Common Stock, \$1.60 par value	11/02/2007	M	2,084	A	\$ 28.11	15,592	D
Common Stock, \$1.60 par value	11/02/2007	S	2,084	D	Ⓛ	13,508	D
Common Stock, \$1.60 par value	11/02/2007	M	4,166	A	\$ 38.05	17,674	D
Common Stock, \$1.60 par value	11/02/2007	S	4,166	D	Ⓛ	13,508 <sup>(2)</sup>	D

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

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(9-02)

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

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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)	8. Amount or Number of Shares
Employee Stock Option Plan (right to buy)	\$ 31.75	11/02/2007		M	2,000	(3) 11/18/2007	Common Stock	2,000
Employee Stock Option Plan (right to buy)	\$ 28.32	11/02/2007		M	3,333	(4) 05/19/2008	Common Stock	3,333
Employee Stock Option Plan (right to buy)	\$ 28.56	11/02/2007		M	938	(5) 05/14/2012	Common Stock	938
Employee Stock Option Plan (right to buy)	\$ 23.99	11/02/2007		M	1,563	(6) 11/20/2012	Common Stock	1,563
Employee Stock Option Plan (right to buy)	\$ 28.11	11/02/2007		M	2,084	(7) 05/06/2013	Common Stock	2,084
Employee Stock Option Plan (right to buy)	\$ 38.05	11/02/2007		M	4,166	(8) 04/27/2015	Common Stock	4,166

## Reporting Owners

Reporting Owner Name / Address

Relationships

Director    10% Owner    Officer    Other

MAHONEY THOMAS P  
1700 LINCOLN STREET  
DENVER, CO 80203

Vice President

## Signatures

Ardis Young, Assistant Secretary, as  
attorney-in-fact

11/06/2007

\_\_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).
- (1) The price per share ranged from \$49.91 to \$49.98.
- (2) As of October 31, 2007 the reporting person held 1,837 shares of Newmont Mining Corporation common stock in his 401-K Plan.
- (3) The options vested in four equal annual installments beginning November 18, 1998, 1999, 2000 and 2001.
- (4) The options vested in four equal annual installments beginning May 19, 1999, 2000, 2001 and 2002.
- (5) The options vested in four equal annual installments beginning May 14, 2003, 2004, 2005 and 2006.
- (6) The options vested in four equal annual installments beginning November 20, 2003, 2004, 2005 and 2006.
- (7) The options vested in three equal annual installments beginning May 6, 2004, 2005 and 2006.
- (8) The options vests in three equal annual installments beginning April 27, 2006, 2007 and 2008.

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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