

LANDRYS RESTAURANTS INC

Form 3

August 21, 2007

FORM 3**UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549**

OMB APPROVAL

OMB
Number: 3235-0104Expires: January 31,
2005Estimated average
burden hours per
response... 0.5**INITIAL STATEMENT OF 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 *

Â DEUTSCHE BANK AG\

(Last) (First) (Middle)

TAUNUSANLAGE 12 D-60325

(Street)

FRANKFURT AM
MAIN,Â I8Â

(City) (State) (Zip)

2. Date of Event Requiring
Statement(Month/Day/Year)
08/14/20073. Issuer Name **and** Ticker or Trading Symbol
LANDRYS RESTAURANTS INC [LNY]4. Relationship of Reporting
Person(s) to Issuer5. If Amendment, Date Original
Filed(Month/Day/Year)

(Check all applicable)

☐ Director ☒ 10% Owner
☐ Officer ☐ Other
(give title below) (specify below)6. Individual or Joint/Group
Filing(Check Applicable Line)
☒ Form filed by One Reporting
Person
☐ Form filed by More than One
Reporting Person**Table I - Non-Derivative Securities Beneficially Owned**1. Title of Security
(Instr. 4)2. Amount of Securities
Beneficially Owned
(Instr. 4)3. Ownership
Form:
Direct (D)
or Indirect
(I)
(Instr. 5)4. Nature of Indirect Beneficial
Ownership
(Instr. 5)

Landry's Restaurants Inc.

2,017,203

D Â

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

SEC 1473 (7-02)

**Persons who respond to the collection of
information contained in this form are not
required to respond unless the form displays a
currently valid OMB control number.****Table II - Derivative Securities Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)**1. Title of Derivative Security
(Instr. 4)2. Date Exercisable and
Expiration Date
(Month/Day/Year)Date
ExercisableExpiration
Date3. Title and Amount of
Securities Underlying
Derivative Security
(Instr. 4)

Title

Amount or
Number of4. Conversion
or Exercise
Price of
Derivative
Security5. Ownership
Form of
Derivative
Security:
Direct (D)
or Indirect6. Nature of Indirect
Beneficial Ownership
(Instr. 5)

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			Shares		(I) (Instr. 5)	
Landry's Restaurants Inc. Total Return Swap	Â (1)	Â (1)	Landry's Restaurants (1) Inc.	\$ (1)	D (1)	Â
Landry's Restaurants Inc. Total Return Swap	Â (2)	Â (2)	Landry's Restaurants (2) Inc.	\$ (2)	D (2)	Â
Landry's Restaurants Inc. Total Return Swap	Â (3)	Â (3)	Landry's Restaurants (3) Inc.	\$ (3)	D (3)	Â
Landry's Restaurants Inc. Total Return Swap	Â (4)	Â (4)	Landry's Restaurants (4) Inc.	\$ (4)	D (4)	Â
Landry's Restaurants Inc. Total Return Swap	Â (5)	Â (5)	Landry's Restaurants (5) Inc.	\$ (5)	D (5)	Â
Landry's Restaurants Inc. Total Return Swap	Â (6)	Â (6)	Landry's Restaurants (6) Inc.	\$ (6)	D (6)	Â
Landry's Restaurants Inc. Total Return Swap	Â (7)	Â (7)	Landry's Restaurants (7) Inc.	\$ (7)	D (7)	Â
Landry's Restaurants Inc. Total Return Swap	Â (8)	Â (8)	Landry's Restaurants (8) Inc.	\$ (8)	D (8)	Â

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
DEUTSCHE BANK AG\ TAUNUSANLAGE 12 D-60325 FRANKFURT AM MAIN,Â I8Â	Â	Â X	Â	Â

Signatures

Jeffrey A. Ruiz 08/21/2007

**Signature of
Reporting Person

Date

Explanation of Responses:

* If the form is filed by more than one reporting person, see Instruction 5(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) (1) On December 5, 2006, the reporting person entered into a security-based swap agreement under which the reporting person (a) will receive periodic payments representing the market performance of a hypothetical position of 207,300 shares of Landry's common stock

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and (b) will make periodic LIBOR-based cash payments based on the notional amount of the swap agreement.

- (2) On March 21, 2007, the reporting person entered into a security-based swap agreement under which the reporting person (a) will receive periodic payments representing the market performance of a hypothetical position of 97,800 shares of Landry's common stock and (b) will make periodic LIBOR-based cash payments based on the notional amount of the swap agreement.
- (3) On April 5, 2007, the reporting person entered into a security-based swap agreement under which the reporting person (a) will receive periodic payments representing the market performance of a hypothetical position of 26,100 shares of Landry's common stock and (b) will make periodic LIBOR-based cash payments based on the notional amount of the swap agreement.
- (4) On April 23, 2007, the reporting person entered into a security-based swap agreement under which the reporting person (a) will receive periodic payments representing the market performance of a hypothetical position of 4,900 shares of Landry's common stock and (b) will make periodic LIBOR-based cash payments based on the notional amount of the swap agreement.
- (5) On May 4, 2007, the reporting person entered into a security-based swap agreement under which the reporting person (a) will receive periodic payments representing the market performance of a hypothetical position of 165,500 shares of Landry's common stock and (b) will make periodic LIBOR-based cash payments based on the notional amount of the swap agreement.
- (6) On June 1, 2007, the reporting person entered into a security-based swap agreement under which the reporting person (a) will receive periodic payments representing the market performance of a hypothetical position of 92,000 shares of Landry's common stock and (b) will make periodic LIBOR-based cash payments based on the notional amount of the swap agreement.
- (7) On June 15, 2007, the reporting person entered into a security-based swap agreement under which the reporting person (a) will receive periodic payments representing the market performance of a hypothetical position of 37,500 shares of Landry's common stock and (b) will make periodic LIBOR-based cash payments based on the notional amount of the swap agreement.
- (8) On July 7, 2007, the reporting person entered into a security-based swap agreement under which the reporting person (a) will receive periodic payments representing the market performance of a hypothetical position of 148,800 shares of Landry's common stock and (b) will make periodic LIBOR-based cash payments based on the notional amount of the swap agreement.

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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