SEC Form 4

FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934
or Section 30(h) of the Investment Company Act of 1940

☐ Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. *See* Instruction 1(b).

1. Name and Address of Reporting Person* FRIEDMAN RICHARD H	2. Issuer Name **and** Ticker or Trading Symbol BioScrip, Inc. [BIOS]	5. Relationship of Reporting Person(s) to Issuer (Check all applicable)

1. Name and Address of Reporting Person*

FRIEDMAN RICHARD H

(Last) (First) (Middle)

100 CLEARBROOK ROAD

(Street)

ELMSFORD NY 10523

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol
BioScrip, Inc. [BIOS]

3. Date of Earliest Transaction (Month/Day/Year)
10/14/2009

4. If Amendment, Date of Original Filed (Month/Day/Year)

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

X Director   10% Owner

X Officer (give title below)   Other (specify below)

Chairman of the Board and CEO

6. Individual or Joint/Group Filing (Check Applicable Line)

X Form filed by One Reporting Person

Form filed by More than One Reporting Person

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 Indirect Beneficial Ownership (Instr. 4)
			Code	V	Amount	(A) or (D)	Price			
Common Stock, $.0001 Par Value	10/14/2009		S		7,861	D	$7	1,049,079	D	
Common Stock, $.0001 Par Value								10,000	I	By Shares Held By Ltd Partnership[1]

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. 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 Securities Underlying Derivative Security (Instr. 3 and 4)		8. Price of Derivative Security (Instr. 5)	9. Number of derivative Securities Beneficially Owned Following Reported Transaction(s) (Instr. 4)	10. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	11. Nature of Indirect Beneficial Ownership (Instr. 4)
				Code	V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares				
Employee Stock Option (Right to Buy)	$12.2							11/28/2002[2]	11/28/2011	Common Stock, $.0001 Par Value	200,000		200,000	D	
Employee Stock Option (Right to Buy)	$17.8							01/02/2003[2]	01/02/2012	Common Stock, $.0001 Par Value	200,000		200,000	D	
Employee Stock Option (Right to Buy)	$5.8							01/02/2004[2]	01/02/2013	Common Stock, $.0001 Par Value	200,000		200,000	D	
Employee Stock Option (Right to Buy)	$7.03							01/02/2005[2]	01/02/2014	Common Stock, $.0001 Par Value	200,000		200,000	D	
Employee Stock Option (Right to Buy)	$6.36							01/03/2006[2]	01/03/2015	Common Stock, $.0001 Par Value	200,000		200,000	D	
Employee Stock Option (Right to Buy)	$7.54							01/03/2007[2]	01/03/2016	Common Stock, $.0001 Par Value	200,000		200,000	D	
Employee Stock Option (Right to Buy)	$3.46							01/02/2008[3]	01/02/2017	Common Stock, $.0001 Par Value	100,000		100,000	D	

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. 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 Securities Underlying Derivative Security (Instr. 3 and 4)		8. Price of Derivative Security (Instr. 5)	9. Number of derivative Securities Beneficially Owned Following Reported Transaction(s) (Instr. 4)	10. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	11. Nature of Indirect Beneficial Ownership (Instr. 4)
				Code	V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares				
Employee Stock Option (Right to Buy)	$7.7							01/02/2009(3)	01/02/2018	Common Stock, $.0001 Par Value	130,000		130,000	D	
Employee Stock Option (Right to Buy)	$7.7							01/02/2009(3)	01/02/2018	Common Stock, $.0001 Par Value	70,000		70,000	D	
Option To Purchase Common Stock	$6.52							04/29/2009(3)	04/29/2018	Common Stock, $.0001 Par Value	112,500		112,500	D	
Option To Purchase Common Stock	$2.73							04/28/2010(3)	04/28/2019	Common Stock, $.0001 Par Value	150,000		150,000	D	

Explanation of Responses:

1. Shares of Common Stock are owned by the Richard Friedman Family Limited Partnership, of which Mr. Friedman is a general and limited partner. Mr. Friedman has shared voting and dispositive power with respect to these shares of Common Stock.

2. Fully Vested

3. Vests and becomes exercisable in three equal annual installments commencing on the first anniversary of the date of grant.

/s/ Richard H. Friedman   10/15/2009

** Signature of Reporting Person   Date

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

* 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).

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure.

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 Number.