

NEWMONT MINING CORP /DE/  
Form 4  
July 08, 2008

**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 \*  
**Hinze Brant**

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)  
**07/31/2007**

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

DENVER, CO 80203  
  
(City) (State) (Zip)

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

**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 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   |  |                                   |

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

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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 | 2. Conversion or Exercise | 3. Transaction Date (Month/Day/Year) | 3A. Deemed Execution Date, if any | 4. Transaction Code | 5. Number of | 6. Date Exercisable and Expiration Date (Month/Day/Year) | 7. Title and Amount of Underlying Securities (Instr. 3 and 4) | 8. Price of Derivative Security |
|---------------------------------|---------------------------|--------------------------------------|-----------------------------------|---------------------|--------------|--|---|---------------------------------|
|---------------------------------|---------------------------|--------------------------------------|-----------------------------------|---------------------|--------------|--|---|---------------------------------|

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| (Instr. 3)       | Price of<br>Derivative<br>Security | (Month/Day/Year) | (Instr. 8) | Derivative<br>Securities<br>Acquired<br>(A) or<br>Disposed<br>of (D)<br>(Instr. 3,<br>4, and 5) |     |     |                     |                    | (Instr. 5)      |  |          |
|------------------|------------------------------------|------------------|------------|---|-----|-----|---------------------|--------------------|-----------------|--|----------|
|                  |                                    |                  | Code       | V   | (A) | (D) | Date<br>Exercisable | Expiration<br>Date | Title           | Amount<br>or<br>Number<br>of<br>Shares |          |
| Phantom<br>Stock | <u>(2)</u>                         | 07/18/2007       | A          |   | 8   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 8                                      | \$ 42.47 |
| Phantom<br>Stock | <u>(2)</u>                         | 07/25/2007       | A          |   | 8   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 8                                      | \$ 43.25 |
| Phantom<br>Stock | <u>(2)</u>                         | 07/31/2007       | A          |   | 35  |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 35                                     | \$ 41.75 |
| Phantom<br>Stock | <u>(2)</u>                         | 08/08/2007       | A          |   | 8   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 8                                      | \$ 42.34 |
| Phantom<br>Stock | <u>(2)</u>                         | 08/22/2007       | A          |   | 10  |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 10                                     | \$ 40.76 |
| Phantom<br>Stock | <u>(2)</u>                         | 08/31/2007       | A          |   | 35  |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 35                                     | \$ 42.26 |
| Phantom<br>Stock | <u>(2)</u>                         | 09/05/2007       | A          |   | 9   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 9                                      | \$ 42.29 |
| Phantom<br>Stock | <u>(2)</u>                         | 09/19/2007       | A          |   | 8   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 8                                      | \$ 46.69 |
| Phantom<br>Stock | <u>(2)</u>                         | 09/28/2007       | A          |   | 33  |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 33                                     | \$ 44.73 |
| Phantom<br>Stock | <u>(2)</u>                         | 09/28/2007       | A          |   | 2   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 2                                      | \$ 44.73 |
| Phantom<br>Stock | <u>(2)</u>                         | 10/03/2007       | A          |   | 8   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 8                                      | \$ 44.75 |
| Phantom<br>Stock | <u>(2)</u>                         | 10/17/2007       | A          |   | 8   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 8                                      | \$ 45.33 |
| Phantom<br>Stock | <u>(2)</u>                         | 10/31/2007       | A          |   | 51  |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 51                                     | \$ 50.9  |
| Phantom<br>Stock | <u>(2)</u>                         | 11/14/2007       | A          |   | 8   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 8                                      | \$ 51.2  |
| Phantom<br>Stock | <u>(2)</u>                         | 11/28/2007       | A          |   | 8   |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 8                                      | \$ 52.01 |
| Phantom<br>Stock | <u>(2)</u>                         | 11/30/2007       | A          |   | 30  |     | <u>(1)</u>          | <u>(1)</u>         | Common<br>Stock | 30                                     | \$ 49.69 |

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|               |     |            |   |    |     |     |              |    |          |
|---------------|-----|------------|---|----|-----|-----|--------------|----|----------|
| Phantom Stock | (2) | 12/12/2007 | A | 8  | (1) | (1) | Common Stock | 8  | \$ 49.29 |
| Phantom Stock | (2) | 12/24/2007 | A | 8  | (1) | (1) | Common Stock | 8  | \$ 48.45 |
| Phantom Stock | (2) | 12/31/2007 | A | 18 | (1) | (1) | Common Stock | 18 | \$ 48.83 |
| Phantom Stock | (2) | 12/31/2007 | A | 3  | (1) | (1) | Common Stock | 3  | \$ 48.83 |
| Phantom Stock | (2) | 01/09/2008 | A | 10 | (1) | (1) | Common Stock | 10 | \$ 52.92 |
| Phantom Stock | (2) | 01/23/2008 | A | 13 | (1) | (1) | Common Stock | 13 | \$ 50.5  |
| Phantom Stock | (2) | 02/06/2008 | A | 13 | (1) | (1) | Common Stock | 13 | \$ 49.87 |
| Phantom Stock | (2) | 02/20/2008 | A | 12 | (1) | (1) | Common Stock | 12 | \$ 51.15 |
| Phantom Stock | (2) | 03/05/2008 | A | 12 | (1) | (1) | Common Stock | 12 | \$ 51.33 |
| Phantom Stock | (2) | 03/19/2008 | A | 13 | (1) | (1) | Common Stock | 13 | \$ 48.72 |
| Phantom Stock | (2) | 03/31/2008 | A | 3  | (1) | (1) | Common Stock | 3  | \$ 45.3  |
| Phantom Stock | (2) | 04/02/2008 | A | 13 | (1) | (1) | Common Stock | 13 | \$ 46.28 |

## Reporting Owners

| Reporting Owner Name / Address                         | Relationships |           |                |       |
|--|---------------|-----------|----------------|-------|
|  | Director      | 10% Owner | Officer        | Other |
| Hinze Brant<br>1700 LINCOLN STREET<br>DENVER, CO 80203 |               |           | Vice President |       |

## Signatures

Sharon Thomas, Assistant General Counsel  
07/08/2008

\*\*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 of phantom stock are payable in cash following termination of the reporting person's employment with the Issuer.

(2) Converted on a 1-for-1 basis.

**Remarks:**

Two of Three

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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