#### HOME PROPERTIES INC

Form 4 May 20, 2008

### FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

OMB Number:

**OMB APPROVAL** 

3235-0287

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if no longer subject to Section 16. Form 4 or Form 5 obligations

Check this box

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 may continue. 30(h) of the Investment Company Act of 1940 See Instruction

1(b).

(Print or Type Responses)

|  |                                     |  | 2. Issuer Name <b>and</b> Ticker or Trading Symbol HOME PROPERTIES INC [HME] |  |            |   |                       | 5. Relationship of Reporting Person(s) to Issuer  (Check all applicable)                 |                  |          |  |
|--|-------------------------------------|--|--|--|------------|---|-----------------------|--|------------------|----------|--|
| (Last) (First) (Middle)  HOME PROPERTIES, INC., 850 CLINTON SQUARE |                                     |  | 3. Date of Earliest Transaction (Month/Day/Year) 05/19/2008                  |  |            |   |                       | (Check all applicable)  _X_ Director 10% Owner Officer (give title Other (specify below) |                  |          |  |
| ROCHESTI   |                                     | 4. If Amendment, Date Original Filed(Month/Day/Year) |  |  |            | 6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting |                       |  |                  |          |  |
|  |                                     | (T)  |  |  |            |   |                       | Person   |                  |          |  |
| (City)   | (State)                             | (Zip)  | Tabl   | e I - Non-   | Derivative | Secui   | rities Acq            | uired, Disposed o  | f, or Beneficial | ly Owned |  |
| 1.Title of<br>Security<br>(Instr. 3)                               | 2. Transaction Da<br>(Month/Day/Yea | r) Execution   | emed<br>on Date, if<br>Day/Year)   | rate, if Transaction(A) or Disposed of (D) Code (Instr. 3, 4 and 5)  /Year) (Instr. 8)  (A) or |            | d of (D)<br>5)  | Owned Indirect (I) Ow |  |                  |          |  |
| Common<br>Stock, Par<br>Value \$.01                                | 05/19/2008                          |  |  | M  | 7,000      | (D)   | Price \$ 36.28        | 20,647   | D                |          |  |
| Common<br>Stock, Par<br>Value \$.01                                | 05/19/2008                          |  |  | S  | 300        | D   | \$<br>51.73           | 20,347   | D                |          |  |
| Common<br>Stock, Par<br>Value \$.01                                | 05/19/2008                          |  |  | S  | 200        | D   | \$<br>51.74           | 20,147   | D                |          |  |
| Common<br>Stock, Par   | 05/19/2008                          |  |  | S  | 300        | D   | \$<br>51.77           | 19,847   | D                |          |  |

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| Value \$.01                         |            |   |       |   |             |        |   |
|-------------------------------------|------------|---|-------|---|-------------|--------|---|
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 200   | D | \$<br>51.79 | 19,647 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 300   | D | \$ 51.8     | 19,347 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 100   | D | \$<br>51.81 | 19,247 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 400   | D | \$<br>51.83 | 18,847 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 300   | D | \$<br>51.84 | 18,547 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 1,000 | D | \$<br>51.85 | 17,547 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 400   | D | \$<br>51.86 | 17,147 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 700   | D | \$<br>51.87 | 16,447 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 400   | D | \$<br>51.88 | 16,047 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 100   | D | \$<br>51.89 | 15,947 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 300   | D | \$ 51.9     | 15,647 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 400   | D | \$<br>51.91 | 15,247 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 300   | D | \$<br>51.92 | 14,947 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 100   | D | \$<br>51.93 | 14,847 | D |

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| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 100 | D | \$<br>51.94 | 14,747 | D |
|-------------------------------------|------------|---|-----|---|-------------|--------|---|
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 300 | D | \$<br>51.95 | 14,447 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 200 | D | \$<br>51.96 | 14,247 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 100 | D | \$<br>51.97 | 14,147 | D |
| Common<br>Stock, Par<br>Value \$.01 | 05/19/2008 | S | 500 | D | \$<br>51.99 | 13,647 | D |

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<br>Derivative<br>Security<br>(Instr. 3) | 2.<br>Conversion<br>or Exercise<br>Price of<br>Derivative<br>Security | 3. Transaction Date (Month/Day/Year) | 3A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 4.<br>Transactic<br>Code<br>(Instr. 8) | 5. Number coof 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) |  |
|---|---|--------------------------------------|---|--|---|--|--------------------|---|--|
|   |   |                                      |   | Code V                                 | (A) (D)   | Date<br>Exercisable                                      | Expiration<br>Date | Title   | Amount<br>or<br>Number<br>of<br>Shares |
| Options<br>to<br>Purchase<br>Common                 | \$ 36.28  | 05/19/2008                           |   | M                                      | 7,000   | 05/06/2004   | 05/06/2013         | Common<br>Stock   | 7,000                                  |

# **Reporting Owners**

Stock

Reporting Owner Name / Address

Relationships

Reporting Owners 3

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Director 10% Owner Officer Other

KOBER ROGER W HOME PROPERTIES, INC. 850 CLINTON SQUARE ROCHESTER, NY 14604



## **Signatures**

/s/ Roger Kober, By Ann M. McCormick, attorney-in-fact

05/20/2008

\*\*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).

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

Signatures 4