

Dailley Anthony
Form 4
October 31, 2007

FORM 4

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

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

OMB APPROVAL

OMB
Number: 3235-0287
Expires: January 31,
2005
Estimated average
burden hours per
response... 0.5

(Print or Type Responses)

1. Name and Address of Reporting Person *
Dailley Anthony

(Last) (First) (Middle)

C/O NOVABAY
PHARMACEUTICALS, INC., 5980
HORTON STREET, SUITE 550

(Street)

EMERYVILLE, CA 94608

(City) (State) (Zip)

2. Issuer Name **and** Ticker or Trading
Symbol
NovaBay Pharmaceuticals, Inc.
[NBY]

3. Date of Earliest Transaction
(Month/Day/Year)
10/31/2007

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

5. Relationship of Reporting Person(s) to
Issuer

(Check all applicable)

☒ Director ☐ 10% Owner
☐ Officer (give title below) ☐ Other (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 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

10/31/2007

C

28,572

A

\$ 0
(1)

113,600

I

By the
Anthony and
Terry
Dailley
Trust, u/a/d
07/12/1991

Common
Stock

10/31/2007

C

5,319

A

\$ 0
(2)

7,180

I

By the
Anthony
Dailley DDS
Profit

Edgar Filing: Dailley Anthony - Form 4

Common Stock	10/31/2007	C	16,000	A	<u>\$ 0</u> (2)	129,600	I	Sharing Plan By the Anthony and Terry Dailley Trust, u/a/d 07/12/1991
Common Stock	10/31/2007	C	8,823	D	<u>\$ 0</u> (3)	138,423	I	By the Anthony and Terry Dailley Trust, u/a/d 07/12/1991

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

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.

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 (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. P Deri Secu (Ins	
				Code	V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Series A Preferred Stock	\$ 0 <u>(1)</u>	10/31/2007		C		57,143		<u>(1)</u>	<u>(1)</u>	Common Stock	28,572
Series B Preferred Stock	\$ 0 <u>(2)</u>	10/31/2007		C		10,638		<u>(2)</u>	<u>(2)</u>	Common Stock	5,319
Series B Preferred	\$ 0 <u>(2)</u>	10/31/2007		C		32,000		<u>(2)</u>	<u>(2)</u>	Common Stock	16,000

Series C Preferred Stock	\$ 0 <u>(3)</u>	10/31/2007	C	17,647	<u>(3)</u>	<u>(3)</u>	Common Stock	8,823
--------------------------	-----------------	------------	---	--------	------------	------------	--------------	-------

Reporting Owner Name / Address

Relationships

Director 10% Owner Officer Other

Dailley Anthony
C/O NOVABAY PHARMACEUTICALS, INC. X
5980 HORTON STREET, SUITE 550
EMERYVILLE, CA 94608

/s/ Jason R. Wisniewski, Esq., Attorney-in-Fact for Anthony Dailley

10/31/2007

****Signature of Reporting Person**

Date _____

- * 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 Series A Preferred Stock converted into NovaBay Pharmaceuticals, Inc. common stock and has no expiration date.
- (2) The Series B Preferred Stock converted into NovaBay Pharmaceuticals, Inc. common stock and has no expiration date.
- (3) The Series C Preferred Stock converted into NovaBay Pharmaceuticals, Inc. common stock and has no expiration date.

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.