## SEC Form 4

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## 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

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

# OMB APPROVAL

| Estimated average burden |     |
|--------------------------|-----|
| hours per response:      | 0.5 |

|                              | s of Reporting Persor    | 1*                    | 2. Issuer Name <b>and</b> Ticker or Trading Symbol<br>Five9, Inc. [FIVN] | 5. Relationship of Reporting Person(s) to Issuer<br>(Check all applicable)     |                                   |                       |  |  |  |
|------------------------------|--------------------------|-----------------------|--|--|-----------------------------------|-----------------------|--|--|--|
| Burkland Michael             |                          |                       | <u></u> []   | X  | Director                          | 10% Owner             |  |  |  |
| (Last)<br>C/O FIVE9, INC     | (First)<br>. BISHOP RANC | (Middle)<br>H 8, 4000 | 3. Date of Earliest Transaction (Month/Day/Year)<br>05/28/2019           |  | Officer (give title below)        | Other (specify below) |  |  |  |
| EXECUTIVE PARKWAY, SUITE 400 |                          |                       |  |  |                                   |                       |  |  |  |
| ·                            |                          |                       | 4. If Amendment, Date of Original Filed (Month/Day/Year)                 | <ol> <li>Individual or Joint/Group Filing (Check Applical<br/>Line)</li> </ol> |                                   |                       |  |  |  |
| (Street)                     |                          |                       |  | X  | Form filed by One Repor           | ting Person           |  |  |  |
| SAN RAMON                    | CA                       | 94583                 |  |  | Form filed by More than<br>Person | One Reporting         |  |  |  |
| (City)                       | (State)                  | (Zip)                 |  |  |                                   |                       |  |  |  |

#### Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

| 1. Title of Security (Instr. 3) | 2. Transaction<br>Date<br>(Month/Day/Year) | 2A. Deemed<br>Execution Date,<br>if any<br>(Month/Day/Year) | 3.4. Securities Acquired (A) orTransaction<br>Code (Instr.Disposed Of (D) (Instr. 3, 4 and 5)8) |   |                      | 5. Amount of<br>Securities<br>Beneficially<br>Owned Following<br>Reported | 6. Ownership<br>Form: Direct<br>(D) or Indirect<br>(I) (Instr. 4) | 7. Nature<br>of Indirect<br>Beneficial<br>Ownership |   |            |
|---------------------------------|--|---|---|---|----------------------|---|---|---|---|------------|
|                                 |  |   | Code  | v | Amount               | (A) or<br>(D)   | Price   | Transaction(s)<br>(Instr. 3 and 4)                  |   | (Instr. 4) |
| Common Stock                    | 05/28/2019                                 |   | A   |   | 3,407                | A   | \$0   | 83,878  | D |            |
| Common Stock                    | 05/28/2019                                 |   | М   |   | 1,700                | A   | \$4.25  | 85,578  | D |            |
| Common Stock                    | 05/28/2019                                 |   | S   |   | 1,700 <sup>(1)</sup> | D   | <b>\$52.02</b> <sup>(2)</sup>                                     | 83,878  | D |            |
| Common Stock                    |  |   |   |   |                      |   |   | 191,855   | Ι | By Trust   |

### 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<br>Date<br>(Month/Day/Year) | 3A. Deemed<br>Execution Date,<br>if any<br>(Month/Day/Year) | 4.<br>Transa<br>Code (<br>8) |   | of    |     | 6. Date Exercisable and<br>Expiration Date<br>(Month/Day/Year) |                    | 7. Title and<br>Amount of<br>Securities<br>Underlying<br>Derivative Security<br>(Instr. 3 and 4) |  | 8. Price of<br>Derivative<br>Security<br>(Instr. 5) | 9. Number of<br>derivative<br>Securities<br>Beneficially<br>Owned<br>Following<br>Reported<br>Transaction(s)<br>(Instr. 4) | 10.<br>Ownership<br>Form:<br>Direct (D)<br>or Indirect<br>(I) (Instr. 4) | 11. Nature<br>of Indirect<br>Beneficial<br>Ownership<br>(Instr. 4) |
|---|---|--|---|------------------------------|---|-------|-----|--|--------------------|--|--|---|--|--|--|
|   |   |  |   | Code                         | v | (A)   | (D) | Date<br>Exercisable  | Expiration<br>Date | Title  | Amount<br>or<br>Number<br>of<br>Shares |   |  |  |  |
| Employee<br>Stock<br>Option<br>(right to<br>buy)    | \$4.25  | 05/28/2019                                 |   | М                            |   | 1,700 |     | (3)  | 11/05/2024         | Common<br>Stock  | 1,700                                  | \$0   | 15,786   | D  |  |

Explanation of Responses:

1. The sales reported in this Form 4 were effected pursuant to a Rule 10b5-1 trading plan adopted by the reporting person on December 14, 2018.

2. The price reported in Column 4 is a weighted average price. These shares were sold in multiple transactions at prices ranging from \$52.00 to \$52.14, inclusive. The reporting person undertakes to provide Five9, Inc., any security holder of Five9, Inc., or the staff of the Securities and Exchange Commission, upon request, full information regarding the number of shares sold at each separate price within the ranges set forth in this footnote.

3. The option dated November 5, 2014 is fully vested.

Remarks:

/s/ David Hill, attorney-in-fact 05/30/2019

\*\* Signature of Reporting Person D

n Date

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

 $\ast$  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.