

MILLER LLOYD I III  
Form 4  
November 29, 2012

**FORM 4** UNITED STATES SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549

OMB APPROVAL

OMB Number: 3235-0287  
Expires: January 31, 2015  
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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 \*  
MILLER LLOYD I III

2. Issuer Name and Ticker or Trading Symbol  
Capstone Therapeutics Corp. [CAPS]

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

(Last) (First) (Middle)  
222 LAKEVIEW AVENUE, SUITE 160-365

3. Date of Earliest Transaction (Month/Day/Year)  
05/14/2012

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

(Street)  
WEST PALM BEACH, FL 33401

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 Person

(City) (State) (Zip)

**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                    | 08/29/2012                           |  | P                              |   | 25,754  | A  | \$ 0.15   | 3,655,903 <sup>(1)</sup> I | By Trust A-4 - Lloyd I. Miller |
| Common Stock                    | 08/30/2012                           |  | P                              |   | 74,082  | A  | \$ 0.15   | 3,729,985 <sup>(1)</sup> I | By Trust A-4 - Lloyd I. Miller |
| Common Stock                    | 09/05/2012                           |  | P                              |   | 104   | A  | \$ 0.1351   | 3,730,089 <sup>(1)</sup> I | By Trust A-4 - Lloyd I. Miller |

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|              |            |   |         |   |           |                          |   |   |
|--------------|------------|---|---------|---|-----------|--------------------------|---|---|
| Common Stock | 09/06/2012 | P | 2,500   | A | \$ 0.1351 | 3,732,589 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 09/07/2012 | P | 15,014  | A | \$ 0.1351 | 3,747,603 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 09/10/2012 | P | 9       | A | \$ 0.1351 | 3,747,612 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 09/12/2012 | P | 4,656   | A | \$ 0.135  | 3,752,268 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 09/13/2012 | P | 5,000   | A | \$ 0.135  | 3,757,268 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 10/03/2012 | P | 34,700  | A | \$ 0.13   | 3,791,968 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 10/15/2012 | P | 95,000  | A | \$ 0.138  | 3,886,968 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 10/19/2012 | P | 25,000  | A | \$ 0.14   | 3,911,968 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 11/21/2012 | P | 107,500 | A | \$ 0.141  | 4,019,468 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 11/23/2012 | P | 1,000   | A | \$ 0.141  | 4,020,468 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
| Common Stock | 11/26/2012 | P | 100,000 | A | \$ 0.141  | 4,120,468 <sup>(1)</sup> | I | By Trust<br>A-4 -<br>Lloyd I.<br>Miller |
|              | 06/04/2012 | P | 1,200   | A | \$ 0.165  | 1,200 <sup>(1)</sup>     | I |   |

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|              |            |   |        |   |          |                        |   |  |                   |
|--------------|------------|---|--------|---|----------|------------------------|---|--|-------------------|
| Common Stock |            |   |        |   |          |                        |   |  | By Milfam II L.P. |
| Common Stock | 06/05/2012 | P | 1,000  | A | \$ 0.165 | 2,200 <sup>(1)</sup>   | I |  | By Milfam II L.P. |
| Common Stock | 06/06/2012 | P | 89,799 | A | \$ 0.165 | 91,999 <sup>(1)</sup>  | I |  | By Milfam II L.P. |
| Common Stock | 06/07/2012 | P | 72,000 | A | \$ 0.15  | 163,999 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/08/2012 | P | 10,476 | A | \$ 0.15  | 174,475 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/11/2012 | P | 12,127 | A | \$ 0.15  | 186,602 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/12/2012 | P | 5,397  | A | \$ 0.15  | 191,999 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/18/2012 | P | 5,500  | A | \$ 0.16  | 197,499 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/19/2012 | P | 5,000  | A | \$ 0.16  | 202,499 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/21/2012 | P | 500    | A | \$ 0.16  | 202,999 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/22/2012 | P | 11,002 | A | \$ 0.16  | 214,001 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/25/2012 | P | 18,750 | A | \$ 0.16  | 232,751 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/27/2012 | P | 19,747 | A | \$ 0.16  | 252,498 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 06/29/2012 | P | 21,745 | A | \$ 0.16  | 274,243 <sup>(1)</sup> | I |  | By Milfam II L.P. |
| Common Stock | 07/02/2012 | P | 3,960  | A | \$ 0.16  | 278,203 <sup>(1)</sup> | I |  | By Milfam II      |

|              |            |   |        |   |         |                        |   |                                 |
|--------------|------------|---|--------|---|---------|------------------------|---|---------------------------------|
| Common Stock | 07/03/2012 | P | 23,750 | A | \$ 0.16 | 301,953 <sup>(1)</sup> | I | L.P.<br>By<br>Milfam II<br>L.P. |
|--------------|------------|---|--------|---|---------|------------------------|---|---------------------------------|

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. Price of Derivative Security (Instr. 5) | 9. Number of Derivative Securities Owned Following Reporting Transaction (Instr. 6) |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--|---|
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--|---|

## Reporting Owners

| Reporting Owner Name / Address  | Relationships |           |         |       |
|---|---------------|-----------|---------|-------|
|   | Director      | 10% Owner | Officer | Other |
| MILLER LLOYD I III<br>222 LAKEVIEW AVENUE<br>SUITE 160-365<br>WEST PALM BEACH, FL 33401 |               |           | X       |       |

## Signatures

/s/ David J. Hoyt  
Attorney-in-fact  
11/29/2012

\_\_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) The reporting person disclaims beneficial ownership of these securities except to the extent of his pecuniary interest therein. This filing shall not be deemed an admission that the reporting person is, for purposes of Section 16 of the Securities Exchange Act of 1934 or

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otherwise, the beneficial owner of any equity securities covered by this filing.

### **Remarks:**

It is necessary to file this Form 4 in three parts in order to incorporate all line entries. This constitutes the second of three Form

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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