

CYTODYN INC
Form 3
October 06, 2014

FORM 3 UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

OMB APPROVAL

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INITIAL STATEMENT OF 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 *

Â DOCKERY CARL

(Last)

(First)

(Middle)

2. Date of Event
Requiring Statement
(Month/Day/Year)

09/26/2014

3. Issuer Name **and** Ticker or Trading Symbol
CYTODYN INC [CYDY]

4. Relationship of Reporting
Person(s) to Issuer

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

P.O. BOX 2477

(Street)

(Check all applicable)

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

LAKELAND,Â FLÂ 33806-2477

(City)

(State)

(Zip)

Table I - Non-Derivative Securities Beneficially Owned

1. Title of Security
(Instr. 4)

2. Amount of Securities
Beneficially Owned
(Instr. 4)

3. Ownership
Form:
Direct (D)
or Indirect
(I)
(Instr. 5)

4. Nature of Indirect Beneficial
Ownership
(Instr. 5)

Common Stock

1,864,931

I (1)

By Alpha Venture Capital
Partners, L.P.

Common Stock

230,769

I (1)

By Alpha Venture Capital Fund,
L.P.

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

SEC 1473 (7-02)

**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.**

Table II - Derivative Securities Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

1. Title of Derivative Security
(Instr. 4)

2. Date Exercisable and
Expiration Date
(Month/Day/Year)

3. Title and Amount of
Securities Underlying
Derivative Security

4. Conversion
or Exercise

5. Ownership
Form of

6. Nature of Indirect
Beneficial
Ownership

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	Date Exercisable	Expiration Date	(Instr. 4) Title	Amount or Number of Shares	Price of Derivative Security	Derivative Security: Direct (D) or Indirect (I) (Instr. 5)	(Instr. 5)
Warrants to Purchase Common Stock	10/23/2013	10/23/2018	Common Stock	932,465	\$ 0.75	I <u>(1)</u>	By Alpha Venture Capital Partners, L.P.
Warrants to Purchase Common Stock	10/23/2013	10/23/2018	Common Stock	115,385	\$ 0.75	I <u>(1)</u>	By Alpha Venture Capital Fund, L.P.
Convertible Promissory Note	09/26/2014	09/26/2016	Common Stock	2,000,000	\$ 1	I <u>(1)</u>	By Alpha Venture Capital Partners, L.P.
Warrants to Purchase Common Stock	09/26/2014	12/31/2019	Common Stock	250,000	\$ 0.5	I <u>(1)</u>	By Alpha Venture Capital Partners, L.P.

Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
DOCKERY CARL P.O. BOX 2477 LAKELAND, FL 33806-2477	Â X	Â	Â	Â

Signatures

/s/ Michael D. Mulholland, as attorney
in fact 10/06/2014

__Signature of Reporting Person

Date

Explanation of Responses:

* If the form is filed by more than one reporting person, *see* Instruction 5(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 is the sole member of Alpha Advisors, LLC, the investment advisor for Alpha Venture Capital Partners, L.P. ("AVCP") and Alpha Venture Capital Fund, L.P. ("AVCF"), and the managing member of Alpha Venture Capital Management, LLC, the general partner of AVCP and AVCF. The reporting person disclaims beneficial ownership of the shares reported herein except to the extent of his pecuniary interest in such shares.

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Remarks:

ExhibitÂ 24-PowerÂ ofÂ Attorney

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.