

HARVEY J BRETT  
Form 4  
January 02, 2013

**FORM 4**

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

OMB APPROVAL

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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 \*  
**HARVEY J BRETT**

(Last) (First) (Middle)

1000 CONSOL ENERGY DRIVE

(Street)

CANONSBURG, PA 15317

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol  
**CONSOL Energy Inc [CNX]**

3. Date of Earliest Transaction  
(Month/Day/Year)  
**12/28/2012**

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)  
**Chairman and CEO**

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 Ownership (Instr. 4)    |
|---|--------------------------------------|--|--------------------------------|---|---|--|--------------------------------------|
|   |                                      |  | Code                           | V Amount (A) or (D) Price   |   |  |                                      |
| Common shares, \$0.01 par value per share | 12/17/2012                           |  | G                              | V 5,935 D \$ 0  | 339,289   | D  |                                      |
| Common shares, \$0.01 par value per share | 12/28/2012                           |  | A                              | 116 <sup>(1)</sup> A \$ 0   | 339,405 <sup>(2)</sup>  | D  |                                      |
| Common shares,                            |                                      |  |                                |   | 9,481   | I  | By Trust for Daughter <sup>(3)</sup> |

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|   |        |   |  |
|---|--------|---|--|
| \$0.01 par value per share                |        |   |  |
| Common shares, \$0.01 par value per share | 9,481  | I | By Trust for Daughter <sup>(3)</sup>       |
| Common shares, \$0.01 par value per share | 9,481  | I | By Trust for Son <sup>(3)</sup>            |
| Common shares, \$0.01 par value per share | 28,849 | I | By Revocable Trust <sup>(4)</sup>          |
| Common shares, \$0.01 par value per share | 2,000  | I | By Spouse's Revocable Trust <sup>(5)</sup> |
| Common shares, \$0.01 par value per share | 27,904 | I | By 2010 GRAT                               |
| Common shares, \$0.01 par value per share | 21,608 | I | By 2011 GRAT                               |
| Common shares, \$0.01 par value per share | 45,096 | I | By 2012-1 GRAT                             |
| Common shares, \$0.01 par value per share | 70,000 | I | By 2012-2 GRAT                             |
| Common shares, \$0.01 par                 | 60,000 | I | By 2012-3 GRAT                             |



## 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) Represents dividend equivalent rights earned under the Equity Incentive Plan as part of a grant of restricted stock units.
- (2) Of the 339,405 shares owned directly, 29,892 are restricted stock units and deferred shares (including dividend equivalent rights).
- (3) The reporting person disclaims beneficial ownership of these securities and this report shall not be deemed an admission that the reporting person is the beneficial owner of the securities for the purposes of Section 16 or for any other purpose.
- (4) Shares held in Mr. Harvey's Amended and Restated Revocable Trust, dated December 17, 2007, in which Mr. and Mrs. Harvey serve as trustees.
- (5) Shares held in Mrs. Harvey's Amended and Restated Revocable Trust, dated December 17, 2007, in which Mr. and Mrs. Harvey serve as trustees.
- (6) This number includes 181 shares acquired by the reporting person's 401 (k) account since December 13, 2012.

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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