

MOORE NICHOLAS G  
Form 4  
January 18, 2008

**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 \*  
MOORE NICHOLAS G

2. Issuer Name and Ticker or Trading Symbol  
NETWORK APPLIANCE INC  
[NTAP]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)

3. Date of Earliest Transaction (Month/Day/Year)  
09/27/2007

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

24520 BELLA LADERA

(Street)

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

6. Individual or Joint/Group Filing(Check Applicable Line)  
 Form filed by One Reporting Person  
 Form filed by More than One Reporting Person

LOS ALTOS HILLS, CA 94024

(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 Ownership (Instr. 4)		
				(A) or (D)	Code	V	Amount	(D)	Price

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

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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	2. Conversion or Exercise	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any	4. Transaction Code	5. Number of Derivative Securities Acquired	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Underlying Security (Instr. 3 and 4)
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(Instr. 3)	Price of Derivative Security	(Month/Day/Year)	(Instr. 8) Code	(A) or Disposed of (D) (Instr. 3, 4, and 5)		Date Exercisable	Expiration Date	Title
				(A)	(D)			
Non-Qualified Stock Option (right to buy)	\$ 23.73	01/17/2008	G <sup>(1)</sup> V		15,000	<u>(2)</u>	08/30/2015	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 23.73	01/17/2008	G <sup>(1)</sup> V		5,000	<u>(2)</u>	08/30/2015	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 34.24	09/27/2007	G <sup>(1)</sup> V		20,000	<u>(2)</u>	08/30/2016	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 34.24	09/27/2007	G <sup>(1)</sup> V		5,000	<u>(2)</u>	08/30/2016	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 23.73	01/17/2008	G <sup>(1)</sup> V	15,000		<u>(2)</u>	08/30/2015	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 23.73	01/17/2008	G <sup>(1)</sup> V	5,000		<u>(2)</u>	08/30/2015	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 34.24	09/27/2007	G <sup>(1)</sup> V	20,000		<u>(2)</u>	08/30/2016	Common Stock
Non-Qualified Stock Option (right to buy)	\$ 34.24	09/27/2007	G <sup>(1)</sup> V	5,000		<u>(2)</u>	08/30/2016	Common Stock

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
MOORE NICHOLAS G 24520 BELLA LADERA LOS ALTOS HILLS, CA 94024		X		

## Signatures

By: Janice Mahoney by Power of Attorney For: Nicholas G. Moore

01/18/2008

\_\_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 transferred the option to The Moore Family Ventures, LP.

Option is immediately exercisable, but any shares purchased under the option will be subject to repurchase by the Company at the option exercise price paid per share, upon the Optionee's cessation of Board service prior to vesting in those shares. The shares will vest upon the

(2) Optionee's continuation in Board service through the day immediately preceding the next Annual Stockholders Meeting following the grant date.

(3) Shares held by The Moore Family Ventures,, LP, a limited partnership of which the reporting person is General Partner.

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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