#### Edgar Filing: STIRITZ WILLIAM P - Form 4

STIRITZ WILLI. Form 4	AM P										
November 16, 20	04										
FORM 4		~ ~ ~ ~ ~ ~ ~ ~	~~~~			~~~			PPROVAL		
	UNITED	STATES		RITIES A shington	N OMB Number:	3235-0287					
Check this box if no longer				Expires:	January 31,						
subject to Section 16. Form 4 or		AENT OI	Estimated burden hou response	urs per							
Form 5 obligations may continue. See Instruction 1(b).	Section 17(	rsuant to S (a) of the I 30(h)									
(Print or Type Respo	nses)										
1. Name and Address of Reporting Person <u>*</u> STIRITZ WILLIAM P			2. Issuer Name <b>and</b> Ticker or Trading Symbol BALL CORP [BLL]				5. Relationship of Reporting Person(s) to Issuer				
(Last)	(Last) (First) (Middle)			of Earliest T	ransaction		(Check all applicable)				
BALL CORPOR PEAK DR.	RATION, 10	LONGS	(Month/ 11/12/2	Day/Year) 2004			X Director Officer (giv below)		% Owner her (specify		
(Street)			4. If Amendment, Date Original Filed(Month/Day/Year)			<ul> <li>6. Individual or Joint/Group Filing(Check</li> <li>Applicable Line)</li> <li>_X_ Form filed by One Reporting Person</li> <li> Form filed by More than One Reporting</li> </ul>					
BROOMFIELD,	, CO 80021-	2510					Person	More than One R	eporting		
(City)	(State)	(Zip)	Tab	le I - Non-	Derivative	Securities A	cquired, Disposed	of, or Beneficia	lly Owned		
(Instr. 3) a		Execution any	Execution Date, if Transac		4. Securities nAcquired (A) or Disposed of (D) (Instr. 3, 4 and 5)		Securities Beneficially Owned	6. Ownership Form: Direct D) or Indirect I) Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)		
				Code V	Amount	<ul><li>(A)</li><li>or</li><li>(D) Price</li></ul>	Transaction(s) (Instr. 3 and 4)				
Reminder: Report on	a separate line	e for each cla	ass of sec	urities bene	ficially ow	ned directly of	or indirectly.				
					inforn requi	nation cont red to respo iys a curre	spond to the colle ained in this form ond unless the fo ntly valid OMB co	n are not rm	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	2.	3. Transaction Date	3A. Deemed	4.	5. Number of	6. Date Exercisable and	7. Title and Amount of
Derivative	Conversion	(Month/Day/Year)	Execution Date, if	Transactio	orDerivative	Expiration Date	Underlying Securities
Security	or Exercise		any	Code	Securities	(Month/Day/Year)	(Instr. 3 and 4)

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(Instr. 3)	Price of Derivative Security		(Month/Day/Year)	(Instr.	8)	Acquired (A Disposed of (Instr. 3, 4, 5)	f (D)				
				Code	v	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Variable Forward Contract	<u>(1)</u>	11/12/2004		J <u>(1)</u>		200,000 (1)		<u>(1)</u>	06/12/2012	Common Stock	200,000

# **Reporting Owners**

<b>Reporting Owner Name / Address</b>	Relationships						
, o	Director	10% Owner	Officer	Other			
STIRITZ WILLIAM P BALL CORPORATION 10 LONGS PEAK DR. BROOMFIELD, CO 80021-2510	Х						
Cignotures							

### Signatures

By: Charles E. Baker,GenCounsel&AsstCorpSec For: William P. Stiritz 11/16/2004

\*\*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).

Susan Stiritz entered into a variable forward contract ("VFC") with Credit Suisse First Boston Capital LLC ("CSFBC LLC") and Credit Suisse First Boston LLC. Under the VFC, CSFBC LLC sold 200,000 shares of common stock of Ball Corp. ("Common Shares") into the public market in accordance with paragraphs (f) and (g) of Rule 144 under the Securities Act of 1933, as amended. The VFC provides

- (1) that, on June 12, 2012, Susan Stiritz will deliver a number of Common Shares to CSFBC LLC (or, at the election of Susan Stiritz, the cash equivalent of such shares) as follows: (a) if the settlement price is less than the downside floor, a delivery of 200,000 Common Shares; and (b) if the settlement price is equal to or greater than the downside floor, a delivery of between 129,870 and 200,000 Common Shares, dependent upon the settlement price.
- (2) The reporting person expressly disclaims beneficial ownership of these securities; 200,000 of these shares are committed for use in a variable forward contract dated 11-12-04.

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.