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ACA Capital Holdings Inc Form 3 November 13, 2006 FORM 3 UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549 OMB APPROVAL OMB Number 3235-0104

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 Ac Person <u>*</u> Berylson | - | porting | Statement (Month/Day/Year) | 3. Issuer Name and Ticker or Trading Symbol ACA Capital Holdings Inc [ACA] | | | | | |
|---|---|---|--|--|--|---|--|--|--|
| (Last) | (First) | (Middle) | 11/09/2006 | 4. Relationship Person(s) to Is | | 5. If Amendment, Date Original Filed(Month/Day/Year) | | | |
| C/O ACA CA HOLDINGS BROADWA | , INC., 1 | 40 | | (Check all applicable) XDirector10% Officer Othe | | Dwner 6. Individual or Joint/Group | | | |
| NEW YORK | , NY 1 | 10005 | | (give title below | (specify belo other | | | | |
| (City) | (State) | (Zip) | Table I - Non-Derivative Securities Beneficially Owned | | | | | | |
| 1.Title of Secur (Instr. 4) | ity | | 2. Amount o Beneficially (Instr. 4) | | 3. Ownership Form: Direct (D) or Indirect (I) (Instr. 5) | 4. Nature of Indirect Beneficial Ownership (Instr. 5) | | | |
| Common Sto | ock | | 1,425,742. | .8 (1) | Ι | By Chestnut Hill ACA, LLC | | | |
| Reminder: Repo owned directly o | | | ch class of securities benefic | ially SI | EC 1473 (7-02) |) | | | |
| Ţ | ns who resp nation conta red to respo | pond to the collection of ained in this form are not nd unless the form displ MB control number. | t | | | | | | |

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

| 1. Title of Derivative Security | 2. Date Exercisable and | 3. Title and Amount of | 4. | 5. | 6. Nature of Indirect |
|---------------------------------|-------------------------|------------------------|-------------|------------|-----------------------|
| (Instr. 4) | Expiration Date | Securities Underlying | Conversion | Ownership | Beneficial |
| | (Month/Day/Year) | Derivative Security | or Exercise | Form of | Ownership |
| | | (Instr. 4) | Price of | Derivative | (Instr. 5) |
| | | | Derivative | Security: | |

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| | Date Exercisable | Expiration Date | Title | Amount or Number of Shares | Security | Direct (D) or Indirect (I) (Instr. 5) | |
|---|---------------------|--------------------|-----------------|----------------------------------|---------------|--|--------------------------------|
| Series B Senior Convertible Preferred Stock | (2) | (2) | Common Stock | 1,605,394.19 (2) | \$ <u>(2)</u> | Ι | By Chestnut Hill ACA, L.L.C. |
| Convertible Preferred Stock | (<u>3)</u> | (3) | Common Stock | 980,714.09 | \$ <u>(3)</u> | Ι | By Chestnut Hill ACA, L.L.C |

Reporting Owners

| Reporting Owner Name / Address | Relationships | | | | | |
|---|---------------|-----------|---------|-------|--|--|
| | Director | 10% Owner | Officer | Other | | |
| Berylson John G C/O ACA CAPITAL HOLDINGS, INC. 140 BROADWAY NEW YORK, NY 10005 | ÂX | Â | Â | other | | |
| Signatures | | | | | | |
| /s/ Stacey Tyson, | 00/2006 | | | | | |

Date

/s/ Stacey Tyson, 11/09/2006 Attorney-In-Fact

**Signature of Reporting Person

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).

The reporting person disclaims beneficial ownership of these securities except to the extent of his pecuniary interest therein, and the
 inclusion of these shares in this report shall not be deemed an admission of beneficial ownership of all of the reported shares for purposes of Section 16 or for any other purpose.

The reporting person disclaims beneficial ownership of these securities except to the extent of his pecuniary interest therein, and the inclusion of these shares in this report shall not be deemed an admission of beneficial ownership of all of the reported shares for

(2) purposes of Section 16 or for any other purpose. The Series B Senior Convertible Preferred Stock has no expiration date and, upon the closing of the initial public offering of the issuer, will convert into shares of the issuer's common stock on a 6-for-1 basis. The number of shares reported reflects the 6-for-1 conversion.

The reporting person disclaims beneficial ownership of these securities except to the extent of his pecuniary interest therein, and the inclusion of these shares in this report shall not be deemed an admission of beneficial ownership of all of the reported shares for

(3) purposes of Section 16 or for any other purpose. The Convertible Preferred Stock has no expiration date and, upon the closing of the initial public offering of the issuer, will convert into shares of the issuer's common stock on a 6,000-for-1 basis. The number of shares reported reflects the 6,000-for-1 conversion.

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Remarks:

The reporting person may be deemed a member of a Section 13(d) "group" pursuant to the issuer'

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.