#### HOLDING FRANK B

Form 4 May 28, 2010

### FORM 4

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

OMB Number: 3235-0287

Check this box if no longer subject to Section 16.

Washington, D.C. 20549

Expires: January 31, 2005

**OMB APPROVAL** 

Section 16.
Form 4 or
Form 5

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES

Estimated average burden hours per response... 0.5

obligations
may continue.

See Instruction

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 esponse...

1(b).

(Print or Type Responses)

1. Name and Adda HOLDING FR	*	ng Person *	2. Issuer Name <b>and</b> Ticker or Trading Symbol	5. Relationship of Reporting Person(s) to Issuer			
			FIRST CITIZENS BANCSHARES INC /DE/ [FCNCA]	(Check all applicable)			
(Last)	(First)	(Middle)	3. Date of Earliest Transaction (Month/Day/Year)	_X_ Director _X_ 10% Owner _X_ Officer (give title Other (specify below) below)			
POST OFFICE	E BOX 1377		05/26/2010	Executive Vice Chairman			
	(Street)		4. If Amendment, Date Original	6. Individual or Joint/Group Filing(Check			
			Filed(Month/Day/Year)	Applicable Line) _X_ Form filed by One Reporting Person			
SMITHFIELD, NC 27577				Form filed by More than One Reporting Person			
(City)	(State)	(Zip)	Table I - Non-Derivative Securities Acq	uired, Disposed of, or Beneficially Owned			

(City)	(State)	(Zip) Ta	ble I - Non	-Derivati	ve Sec	urities	Acquired, Dispo	osed of, or Be	eneficially Owned
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transactic Code (Instr. 8)	4. SecurionAcquirect Disposed (Instr. 3,	d (A) o d of (D 4 and (A) or	)	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 Indirect Beneficial Ownership (Instr. 4)
Class A Common Stock							1,066,826	D	
Class A Common Stock							240,836 (1)	I	By adult children and their spouses and children
Class A Common Stock							26,430 (1)	I	By trust for adult children
Class A Common							8,214 (2)	I	By Twin States Farming, Inc.

### Edgar Filing: HOLDING FRANK B - Form 4

Stock								
Class A Common Stock						167,600 (2)	I	By First Citizens Bancorporation, Inc.
Class A Common Stock						28,628 (2)	I	By Heritage BancShares, Inc. and subsidiary
Class A Common Stock						100,000 (2)	I	By Fidelity BancShares, Inc.
Class A Common Stock						46,699 <u>(2)</u>	I	By Southern BancShares(N.C.), Inc.
Class A Common Stock						46,000 (2)	I	By Southern Bank and Trust Company
Class A Common Stock						54,000 (2)	I	By Goshen, Inc.
Class A Common Stock						627 <u>(2)</u>	I	By E&F Properties, Inc.
Class B Common Stock	05/26/2010	P	300	A	\$ 195	553,916 (1)	I	By adult children and their spouses and children
Class B Common Stock						45,900 (2)	I	By First Citizens Bancorporation, Inc.
Class B Common Stock						22,619 (2)	I	By Southern BancShares (N.C.), Inc.
Class B Common Stock						6,175 <u>(1)</u>	I	By trust for adult children
Class B Common Stock						1,355 <u>(2)</u>	I	By Twin States Farming, Inc.
Class B Common Stock						200 (2)	I	By E&F Properties, Inc.
Class A Common Stock						508,629 (1)	I	By Ella Ann 2009 GRAT

### Edgar Filing: HOLDING FRANK B - Form 4

Class B Common Stock	7,497 (1)	I	By Ella Ann 2008 GRAT
Class B Common Stock	35,216 <u>(1)</u>	I	By Ella Ann 2009 GRAT
Class A Common Stock	1,318 (1)	I	By spouse
Class A Common Stock	16,789	I	By F. Holding 2008 GRAT
Class B Common Stock	3,519 (1)	I	By spouse
Class A Common Stock	184,304 (1)	I	By Ella Ann 2008 GRAT
Class B Common Stock	950 (1)	I	By Ella Ann Lee Holding Revocable Trust dtd October 24, 2007
Class A Common Stock	310	I	By F. Holding 2009 GRAT
Class B Common Stock	2,400	D	
Class A Common Stock	25	I	By: F. Holding 2010 GRAT
Class B Common Stock	1,350	I	By Frank B. Holding Revocable Trust Dated October 24, 2004

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

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.

SEC 1474

(9-02)

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

### Edgar Filing: HOLDING FRANK B - Form 4

1. Title of	2.	3. Transaction Date	3A. Deemed	4.	5.	6. Date Exerc	cisable and	7. Title	e and	8. Price of	9. Nu
Derivative	Conversion	(Month/Day/Year)	Execution Date, if	Transaction	orNumber	Expiration D	ate	Amou	nt of	Derivative	Deriv
Security	or Exercise		any	Code	of	(Month/Day/	Year)	Under	lying	Security	Secui
(Instr. 3)	Price of		(Month/Day/Year)	(Instr. 8)	Derivative	e		Securi	ties	(Instr. 5)	Bene
	Derivative				Securities			(Instr.	3 and 4)		Own
	Security				Acquired						Follo
	·				(A) or						Repo
					Disposed						Trans
					of (D)						(Instr
					(Instr. 3,						
					4, and 5)						
									A		
									Amount		
						Date	Expiration		or		
						Exercisable	Date	Title	Number		
				~					of		
				Code V	(A) (D)				Shares		

# **Reporting Owners**

Reporting Owner Name / Address	Relationships						
. Programme and the same and	Director	10% Owner	Officer	Other			
HOLDING FRANK B							
POST OFFICE BOX 1377	X	X	Executive Vice Chairman				
SMITHFIELD, NC 27577							

## **Signatures**

Frank B. Holding, By: William R. Lathan, Jr.,
Attorney-in-Fact
05/28/2010

\*\*Signature of Reporting Person

### **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).
- The reporting person disclaims beneficial ownership of these securities, and this report shall not be deemed an admission that the (1) reporting person is the beneficial owner of such securities for purposes of Section 16 of the Securities Exchange Act of 1934 or for any other purpose.

Date

(2) The reporting person is a director, officer and/or principal shareholder of the companies that own these shares, but he disclaims beneficial ownership of the listed shares except to the extent of his pecuniary interest therein.

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.

Reporting Owners 4