Edgar Filing: BERG BRUCE M - Form 4

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Form 4							
January 16, 2							PPROVAL
FORM 4 UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549							3235-0287
Check th if no long	ger STATEN	/IENT OF C	OF CHANGES IN BENEFICIAL OWNERSHIP OF				January 31, 2005 average
subject to Section 1 Form 4 o	16.	SECURITIES					
Form 5 obligatio may cont <i>See</i> Instru 1(b).	n						
(Print or Type I	Responses)						
1. Name and Address of Reporting Person <u>*</u> BERG BRUCE M			mbol	d Ticker or Trading	5. Relationship of Reporting Person(s) to Issuer		
		EN	MPIRE RESO	RTS INC [NYNY]	(Chec	k all applicabl	e)
(Last) (First) (Middle) 701 N. GREEN VALLEY PARKWAY, SUITE 200			Date of Earliest T onth/Day/Year) /15/2009	ransaction	_X_ Director 10% Owner Officer (give title Other (specify below) below)		
(Street)			If Amendment, D ed(Month/Day/Yea	-	 6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting 		
HENDERSON, NV 89074							eporting
(City)	(State)	(Zip)	Table I - Non-l	Derivative Securities A	cquired, Disposed of	f, or Beneficia	lly Owned
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date any (Month/Day/Y	Code Year) (Instr. 8)	4. Securities nAcquired (A) or Disposed of (D) (Instr. 3, 4 and 5) (A) or	SecuritiesFBeneficially(Owned(5. Ownership Form: Direct D) or Indirect I) Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)
Reminder: Rer	port on a separate line	e for each class o		Amount (D) Price			
	en e separate mit			Persons who res information cont required to respo	pond to the collec ained in this form and unless the for atly valid OMB con	are not m	SEC 1474 (9-02)

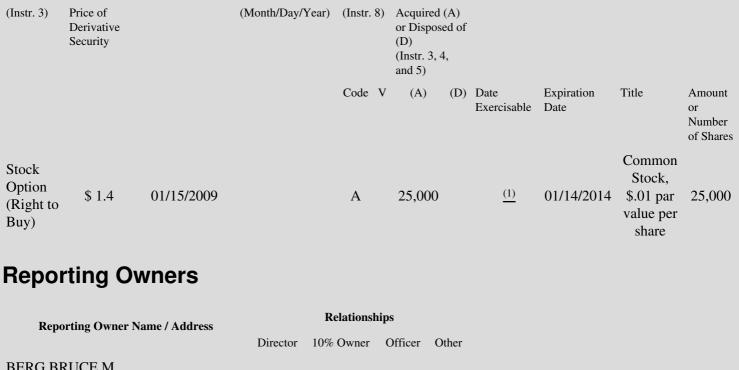
 Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned

 (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	8
Derivative	Conversion	(Month/Day/Year)	Execution Date, if	Transacti	orDerivative	Expiration Date	Underlying Securities	D
Security	or Exercise		any	Code	Securities	(Month/Day/Year)	(Instr. 3 and 4)	S

number.

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BERG BRUCE M 701 N. GREEN VALLEY PARKWAY SUITE 200 HENDERSON, NV 89074

Signatures

/s/ Berg, Bruce M	01/16/2009		
<u>**</u> 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).

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(1) 1/4 of the options are currently exercisable. An additional 1/4 of the options vest on April 15, 2009. An additional 1/4 of the options vest on July 15, 2009. The remaining 1/4 of the options vest on October 15, 2009.

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.

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