Cybergy Holdings, Inc. Form 144 February 04, 2015

#### **UNITED STATES**

#### SECURITIES AND EXCHANGE COMISSION

Washington, D.C. 20549

**FORM 144** 

# NOTICE OF PROPOSED SALE OF SECURITIES

# PURSUANT TO RULE 144 UNDER THE SECURITIES ACT OF 1933

**ATTNETION**: Transmit for filing 3 copies of this form concurrently with either placing<br/>an order with a broker to execute sale or executing a sale directly with a market maker.1 (a) NAME OF ISSUER (Please type or<br/>print)(b) IRS IDENT. NO.(c) S.E.C. FILE WORK LOCATION<br/>NO.

	98-0534436			
Cybergy Holdings Inc.		000-52664		
1 (d) ADDRESS OF ISSUER	STREET	CITY	(e) TELEPH	HONE NO.
STATE		ZIP CODE	AREA	NUMBER:
			CODE:	
				586-3232
			303	
10333 E Dry Creek Rd., Suite 200, Englew	ood, CO 80112			
	(b)			
2 (a) NAME OF PERSON	RELATIONSHIP	(c) ADDRESS STREET		CITY
FOR WHOSE ACCOUNT	TO ISSUER	STATE	ZIP (	CODE
THE SECURITIES				
ARE TO BE SOLD				
	shareholder	9100 Havensight Suite 1	5/16 St. Thor	nas USVI

00802

Birch First Global Exempt Fund Inc.. OMB APPROVAL OMB Number: 3235-0101

Expires:

DOCUMENT

SEQUENCE NO. CUSIP NUMBER 2017

Estimated average burden hours per response

SEC USE ONLY

1.00

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INSTRUCTION: The person filing this notice should contact the issuer to obtain the I.R.S. Identification Number and the S.E.C File Number.

3 (a)	<i>(b)</i>	SEC USE ONLY	( <i>c</i> )	<i>(d)</i>	( <i>e</i> )	(f)	(g)
Title of the Class of Securities To Be Sold	e Name and Address o Each Broker Through Whom the I Securities are to be Offered or Each Market Maker who i Acquiring the Securities Viewtrade Securities	f Broker-Deale File Number	of Shares	Yalue (See instr. 3(d))	Number of Shares or Other Units Outstanding (See instr. 3(e))	Approximate Date of Sale (See instr. 3(f)) (MO. DAY YR.)	Name of Each Securities Exchange (See instr. 3(g))
Common	525 Washington Boulevard 24 <sup>th</sup> Floor		200,000	\$400,000	20,420,208	02/09/2015	OTC
	Jersey City, NJ 07310						
INSTRUCTIONS:							
3. (a) Title of the class of securities to be sold							
1. (a) Name of issuer							
(b) Name and address of each broker through whom the securities are intended to be sold							
(b) Issuer s I.R.S. Identification Number							
(c) Number of shares or other units to be sold (if debt securities, give the aggregate face amount)							
(c) Issuer s S.E.C. file number, if any							
(d) Aggregate market value of the securities to be sold as of a specified date within 10 days prior to the filing of this notice							
(d) Issuer s address, including zip code							
(e) Number of shares or other units of the class outstanding, or if debt securities the face amount thereof outstanding, as shown							
(e) Issuer s telephone number, including area code							
by the most recent report or statement published by the issuer							
(f) Approximate date on which the securities are to be sold							
2. (a) Name of person for whose account the securities are to be sold							

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(g) Name of each securities exchange, if any, on which the securities are intended to be sold

(b) Such person s relationship to the issuer (e.g., officer, director, 10%

stockholder, or member of immediate family of any of the foregoing) (c) Such person s address, including zip code

# 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 control number.

SEC 1147 (08-07)

#### TABLE I SECURITIES TO BE SOLD

Furnish the following information with respect to the acquisition of the securities to be sold

and with respect to the payment of all or any part of the purchase price or other consideration therefor:

Title of	Date you		Name of Person from Whom Acquired	Amount of Securities		
the Class	Acquired	Nature of Acquisition Transaction	(If gift, also give date donor acquired)	Acquired	Date of Payment	Nature of Payment
Common	07/27/09	Private Placement	Issuer	3,300,000*	07/27/09	Cash (wire)

As adjusted for 10-1 reverse split

**INSTRUCTIONS:** If the securities were purchased and full payment therefor was not made in cash at the time of purchase, explain in the table or in a note thereto the nature of the consideration given. If the consideration consisted of any note or other obligation, or if payment was made in installments describe the arrangement and state when the note or other obligation was discharged in full or the last installment paid.

#### TABLE IISECURITIES SOLD DURING THE PAST 3 MONTHS

*Furnish the following information as to all securities of the issuer sold during the past 3 months by the person for whose account the securities are to be sold.* 

Name and Address of Seller Title of Securities Sold Date of Amount of Gross Proceeds Sale Securities Sold None

Remarks:

SEC 1147 (08-07)

## **INSTRUCTIONS:**

See the definition of person in paragraph (a) of Rule 144. Information is to be given not only as to the person for whose account the securities are to be sold but also as to all other persons included in that definition. In addition, information shall be given as to sales by all persons whose sales are required by paragraph (e) of Rule 144 to be aggregated with sales for the account of the person filing this notice.

# **ATTENTION:**

The person for whose account the securities to which this notice relates are to be sold hereby represents by signing this notice that he does not know any material adverse information in regard to the current and prospective operations of the Issuer of the securities to be sold which has not been publicly disclosed. If such person has adopted a written trading plan or given trading instructions to satisfy Rule 10b5-1 under the Exchange Act, by signing the form and indicating the date that the plan was adopted or the instruction given, that person makes such representation as of the plan adoption or instruction date.

February 4, 2015

**Date of Notice** 

## Date of Plan Adoption or Giving of Instruction

if Relying on Rule 10b5-1.

/s/ Pier S. Bjorklund

## (Signature)

The notice shall be signed by the person for whose account the securities are to be sold. At least one copy of the notice shall be manually signed

Any copies not manually signed shall bear typed or printed signatures.

# ATTENTION: Intentional misstatements or omission of facts constitute Federal Criminal Violations (See 18 U.S.C. 1001)

SEC 1147 (08-07)