#### NEWMONT MINING CORP /DE/

Form 3 July 30, 2007

### FORM 3 UNIT

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

OMB APPROVAL

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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 Address of Reporting 2. Date of Event Requiring 3. Issuer Name and Ticker or Trading Symbol Person \* Statement NEWMONT MINING CORP /DE/ [NEM] Johnson Roger (Month/Day/Year) 07/18/2007 (Last) (First) (Middle) 4. Relationship of Reporting 5. If Amendment, Date Original Person(s) to Issuer Filed(Month/Day/Year) 1700 LINCOLN STREET (Check all applicable) (Street) 6. Individual or Joint/Group Filing(Check Applicable Line) 10% Owner Director \_X\_ Form filed by One Reporting \_X\_\_ Officer \_ Other Person DENVER, COÂ 80203 (give title below) (specify below) Form filed by More than One Controller Reporting Person (City) (State) (Zip) Table I - Non-Derivative Securities Beneficially Owned 4. Nature of Indirect Beneficial 1. Title of Security 2. Amount of Securities Beneficially Owned Ownership (Instr. 4) Ownership (Instr. 4) Form: (Instr. 5) Direct (D) or Indirect (I) (Instr. 5) D Â Common Stock, \$1.60 par value 4,609 (1) Reminder: Report on a separate line for each class of securities beneficially SEC 1473 (7-02) 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.

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

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

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|                             |      |            |                 | Shares |           | (I)<br>(Instr. 5) |   |
|-----------------------------|------|------------|-----------------|--------|-----------|-------------------|---|
| Stock Option (right to buy) | (2)  | 05/06/2013 | Common<br>Stock | 2,501  | \$ 28.11  | D                 | Â |
| Stock Option (right to buy) | (3)  | 12/02/2013 | Common<br>Stock | 3,750  | \$ 49.725 | D                 | Â |
| Stock Option (right to buy) | (4)  | 04/27/2014 | Common<br>Stock | 3,750  | \$ 40.43  | D                 | Â |
| Stock Option (right to buy) | (5)  | 12/07/2014 | Common<br>Stock | 3,750  | \$ 45.74  | D                 | Â |
| Stock Option (right to buy) | (6)  | 04/27/2015 | Common<br>Stock | 3,750  | \$ 38.05  | D                 | Â |
| Stock Option (right to buy) | (7)  | 10/26/2015 | Common<br>Stock | 3,750  | \$ 45.16  | D                 | Â |
| Stock Option (right to buy) | (8)  | 04/26/2016 | Common<br>Stock | 10,000 | \$ 57.71  | D                 | Â |
| Stock Option (right to buy) | (9)  | 04/30/2017 | Common<br>Stock | 9,000  | \$ 42.06  | D                 | Â |
| Phantom Stock               | (10) | (11)       | Common<br>Stock | 393    | \$ (11)   | D                 | Â |

# **Reporting Owners**

| Reporting Owner Name / Address                           | Relationships |           |            |       |  |  |
|--|---------------|-----------|------------|-------|--|--|
| ·r···  | Director      | 10% Owner | Officer    | Other |  |  |
| Johnson Roger<br>1700 LINCOLN STREET<br>DENVER, CO 80203 | Â             | Â         | Controller | Â     |  |  |

## **Signatures**

Ardis Young, Assistant
Secretary
07/30/2007

\*\*Signature of Reporting Person Date

### **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).
- (1) As of June 30, 2007 the reporting person held 310 shares of Newmont Mining common stock in his 401-K Plan.
- (2) Options vested in three equal installments beginning May 6, 2004, 2005 and 2006.
- (3) Options vested in three equal installments beginning December 2004, 2005 and 2006.
- (4) Options vested in three equal installments beginning April 27, 2005, 2006 and 2007.
- Options became exercisable as to 1,249 shares on December 7, 2005, 1,259 shares on December 7, 2006 and the remaining 1,252 shares become exercisable on December 7, 2007.

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- Options became exercisable as to 1,249 shares on April 27, 2006, 1,249 shares on April 27, 2007 and the remaining 1,252 shares become exercisable on April 27, 2008.
- Options became exercisable as to 1,249 shares on October 26, 2006, and the remaining 2,501 shares become exercisable in equal installments beginning October 26, 2007 and October 27, 2008.
- Options became exercisable as to 3,334 shares on April 26, 2007 and the remaining 6,666 shares become exercisable in equal installments beginning April 26, 2008 and April 26, 2009.
- (9) Options become exercisable in three equal installments beginning April 30, 2008, 2009 and 2010.
- (10) Converted on a 1-for-1 basis.
- (11) Shares of phantom stock are payable in cash following termination of the reporting person's employment with 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.