

VON ARX DOLPH W

Form 4/A

February 12, 2010

FORM 4**UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549**

Check this box
if no longer
subject to
Section 16.
Form 4 or
Form 5
obligations
may continue.
See Instruction
1(b).

**STATEMENT OF CHANGES IN 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

OMB APPROVAL

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(Print or Type Responses)

1. Name and Address of Reporting Person *
VON ARX DOLPH W

2. Issuer Name **and** Ticker or Trading
Symbol
CREE INC [CREE]

5. Relationship of Reporting Person(s) to
Issuer

(Check all applicable)

(Last) (First) (Middle)

3663 RUM ROW

3. Date of Earliest Transaction
(Month/Day/Year)
02/10/2010

☒ Director ☐ 10% Owner
☐ Officer (give title below) ☐ Other (specify below)

(Street)

4. If Amendment, Date Original
Filed(Month/Day/Year)
02/12/2010

6. Individual or Joint/Group Filing(Check
Applicable Line)

☒ Form filed by One Reporting Person
☐ Form filed by More than One Reporting
Person

NAPLES, FL 34102

(City) (State) (Zip)

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

1. Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transaction Code (Instr. 8)	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5)				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)
			Code	V	Amount	(A) or (D)	Price			
COMMON STOCK	02/10/2010		J ⁽¹⁾		302	A	\$ 56.66	520,713	D	
COMMON STOCK	02/10/2010		J ⁽¹⁾		300	A	\$ 56.67	521,013	D	
COMMON STOCK	02/10/2010		J ⁽¹⁾		200	A	\$ 56.68	521,213	D	
COMMON STOCK	02/10/2010		J ⁽¹⁾		100	A	\$ 56.7	521,313	D	
COMMON STOCK	02/10/2010		J ⁽¹⁾		100	A	\$ 56.705	521,413	D	
	02/10/2010		J ⁽¹⁾		600	A	\$ 56.71	522,013	D	

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COMMON STOCK							
COMMON STOCK	02/10/2010	<u>J(1)</u>	600	A	\$ 56.73	522,613	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	300	A	\$ 56.74	522,913	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	300	A	\$ 56.76	523,213	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	300	A	\$ 56.77	523,513	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	100	A	\$ 56.7775	523,613	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	100	A	\$ 56.78	523,713	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	100	A	\$ 56.79	523,813	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	100	A	\$ 56.8	523,913	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	100	A	\$ 56.82	524,013	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	200	A	\$ 56.83	524,213	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	200	A	\$ 56.84	524,413	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	200	A	\$ 56.91	524,613	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	100	A	\$ 56.92	524,713	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	300	A	\$ 56.94	525,013	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	100	A	\$ 56.9408	525,113	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	198	A	\$ 56.95	525,311	D
COMMON STOCK	02/10/2010	<u>J(1)</u>	100	A	\$ 56.9525	525,411	D <u>(2)</u>

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

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(9-02)

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

1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. Price of Derivative Security (Instr. 5)	9. Nu Deriv Secur Bene Own Follo Repo Trans (Instr
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares

Reporting Owners

Reporting Owner Name / Address	Relationships
	Director 10% Owner Officer Other
VON ARX DOLPH W 3663 RUM ROW NAPLES, FL 34102	X

Signatures

Tamara Cappelson,
Attorney-In-Fact
02/12/2010
**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).

(1) On February 10, 2010, the trustee for the Sharon von Arx Revocable Living Trust placed an order to sell 5,000 shares of the Issuer's common stock in open market transactions. These transactions were originally reported on a Form 4 filed on February 12, 2010 (Accession No. 0000895419-10-000013). On February 12, 2010, prior to settlement, these previously-reported transactions were cancelled by the broker through its broker error account. These transactions, therefore, did not occur for the reporting person's account.

(2) Of the 525,411 shares reported, (1) 63,500 shares are held directly; (2) 417,585 shares are held indirectly in a revocable living trust for the benefit of Mr. von Arx; (3) 15,000 shares are held indirectly in a revocable living trust for the benefit of Mr. von Arx's spouse; and (4) 29,326 shares are held indirectly in family trusts. Mr. von Arx disclaims beneficial ownership of the 29,326 shares held by the family trusts.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure.

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