

NEWMONT MINING CORP /DE/  
Form 4  
November 30, 2009

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

OMB APPROVAL

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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

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
MAHONEY THOMAS P

2. Issuer Name and Ticker or Trading Symbol  
NEWMONT MINING CORP /DE/  
[NEM]

5. Relationship of Reporting Person(s) to Issuer  
  
(Check all applicable)

(Last) (First) (Middle)  
6363 SOUTH FIDDLERS GREEN  
CIRCLE  
  
(Street)

3. Date of Earliest Transaction  
(Month/Day/Year)  
11/25/2009

\_\_\_ Director \_\_\_ 10% Owner  
 Officer (give title below) \_\_\_ Other (specify below)  
Vice President & Treasurer

GREENWOOD  
VILLAGE, CO 80111

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

6. Individual or Joint/Group Filing(Check Applicable Line)  
 Form filed by One Reporting Person  
\_\_\_ Form filed by More than One Reporting Person

(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. 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 Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------|---|---|--|-----------------------------------|
|                                 |                                      |  |                    | (A) or (D)  | Price   |  |                                   |
| Common Stock, \$1.60 par value  | 11/25/2009                           |  | M                  | 6,250 A   | \$ 40.43  | 18,955   | D                                 |
| Common Stock, \$1.60 par value  | 11/25/2009                           |  | S                  | 6,250 D   | \$ 53.85  | 12,705   | D                                 |
| Common Stock,                   | 11/25/2009                           |  | M                  | 2,084 A   | \$ 38.05  | 14,789   | D                                 |

|                                |            |   |       |   |          |                       |   |
|--------------------------------|------------|---|-------|---|----------|-----------------------|---|
| \$1.60 par value               |            |   |       |   |          |                       |   |
| Common Stock, \$1.60 par value | 11/25/2009 | S | 2,084 | D | \$ 53.85 | 12,705                | D |
| Common Stock, \$1.60 par value | 11/25/2009 | M | 8,332 | A | \$ 42.06 | 21,037                | D |
| Common Stock, \$1.60 par value | 11/25/2009 | S | 8,332 | D | \$ 53.85 | 12,705 <sup>(1)</sup> | D |

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.**

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(9-02)

**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. Amount or Number of Shares |                            |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|-------------------------------|----------------------------|
|  |  |                                      |  | Code                           | V (A) (D)   | Date Exercisable   | Expiration Date   | Title                         | Amount or Number of Shares |
| Employee Stock Option (right to buy)       | \$ 40.43   | 11/25/2009                           |  | M                              | 6,250   | <u>(2)</u> 04/27/2014                                    | Common Stock  | 6,250                         |                            |
| Employee Stock Option (right to buy)       | \$ 38.05   | 11/25/2009                           |  | M                              | 2,084   | <u>(3)</u> 04/27/2015                                    | Common Stock  | 2,084                         |                            |
|  | \$ 42.06   | 11/25/2009                           |  | M                              | 8,332   | <u>(4)</u> 04/30/2017                                    |   | 8,332                         |                            |

Employee  
Stock  
Option  
(right to  
buy)

Common  
Stock

## Reporting Owners

| Reporting Owner Name / Address  | Relationships |           |                                  |       |
|---|---------------|-----------|----------------------------------|-------|
|   | Director      | 10% Owner | Officer                          | Other |
| MAHONEY THOMAS P<br>6363 SOUTH FIDDLERS GREEN CIRCLE<br>GREENWOOD VILLAGE, CO 80111 |               |           | Vice<br>President &<br>Treasurer |       |

## Signatures

Ardis Young, Assistant Secretary, as  
attorney-in-fact

11/30/2009

\_\_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) As of September 30, 2009 the reporting person held 2,424 shares of Newmont Mining Corporation common stock in his 401-K plan.
- (2) Options became exercisable in three annual installments beginning April 27, 2005, April 27, 2006, April 27, 2007.
- (3) Options became exercisable in three annual installments beginning April 27, 2006, April 27, 2007, April 27, 2008.
- (4) Options became exercisable in three annual installments beginning April 30, 2008, April 30, 2009, April 30, 2010.

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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