

Edgar Filing: GETTY REALTY CORP /MD/ - Form SC 13G/A

GETTY REALTY CORP /MD/  
Form SC 13G/A  
March 05, 2002

SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, DC 20549

SCHEDULE 13G

UNDER THE SECURITIES EXCHANGE ACT OF 1934  
(AMENDMENT NO. 6)\*

GETTY REALTY CORP.

-----  
(Name of Issuer)

Common Stock,  
par value \$0.01 per share  
and  
Series A Participating Convertible Redeemable Preferred Stock,  
par value \$0.01 per share

-----  
(Title of Class of Securities)

374297 10 9 and 374297 20 8

-----  
(CUSIP Number)

December 31, 2001

-----  
(Date of Event Which Requires Filing of this Statement)

Check the appropriate box to designate the rule pursuant to which this  
Schedule is filed:

- Rule 13d-1(b)  
 Rule 13d-1(c)  
 Rule 13d-1(d)

\*The remainder of this cover page shall be filled out for a reporting  
person's initial filing on this form with respect to the subject class of  
securities, and for any subsequent amendment containing information which would  
alter the disclosures provided in a prior cover page.

The information required in the remainder of this cover page shall not  
be deemed to be "filed" for the purpose of Section 18 of the Securities Exchange  
Act of 1934 ("Act") or otherwise subject to the liabilities of that section of  
the Act, but shall be subject to all other provisions of the Act (however, see  
the Notes).

(Continued on following page(s))

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COMMON STOCK

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1 Names of Reporting Persons/I.R.S. Identification Nos. of Above Persons  
(Entities Only)

Leo Liebowitz

2 Check the Appropriate Box if a Member of a Group (a) [ ]  
(See Instructions) (b) [X]

3 SEC Use Only

4 Citizenship or Place of Organization

New York

Number of

5 Sole Voting Power

Shares

2,140,239

Beneficially

6 Shared Voting Power

218,437 (disclaims beneficial ownership of  
these shares)

Owned by

7 Sole Dispositive Power

Each

2,140,239

Reporting

8 Shared Dispositive Power

Person With

218,437 (disclaims beneficial ownership of  
these shares)

9 Aggregate Amount Beneficially Owned by Each Reporting Person

2,358,676

10 Check if the Aggregate Amount in Row (9) Excludes Certain Shares [ ]  
(See Instructions)

11 Percent of Class Represented by Amount in Row (9)

10.5%

12 Type of Reporting Person (See Instructions)

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SERIES A PARTICIPATING CONVERTIBLE REDEEMABLE PREFERRED STOCK

1 Names of Reporting Persons/I.R.S. Identification Nos. of Above Persons

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(Entities Only)

Leo Liebowitz

2 Check the Appropriate Box if a Member of a Group (a) [ ]  
(See Instructions) (b) [X]

3 SEC Use Only

4 Citizenship or Place of Organization

New York

Number of

5 Sole Voting Power

Shares

205,133

Beneficially

6 Shared Voting Power

350,198 (disclaims beneficial ownership of  
75,306 of these shares)

Owned by

7 Sole Dispositive Power

Each

205,133

Reporting

8 Shared Dispositive Power

Person With

350,198 (disclaims beneficial ownership of  
75,306 of these shares)

9 Aggregate Amount Beneficially Owned by Each Reporting Person

555,331

10 Check if the Aggregate Amount in Row (9) Excludes Certain Shares [ ]  
(See Instructions)

11 Percent of Class Represented by Amount in Row (9)

19.2%

12 Type of Reporting Person (See Instructions)

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Item 1(a). Name Of Issuer:

Getty Realty Corp.

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Item 1(b). Address of Issuer's Principal Executive Offices:

125 Jericho Turnpike, Suite 103  
Jericho, New York 11753

Item 2(a). Name of Person Filing:

Leo Liebowitz

Item 2(b). Address of Principal Business Office or, if none, Residence:

Getty Realty Corp.  
125 Jericho Turnpike, Suite 103  
Jericho, New York 11753

Item 2(c). Citizenship:

New York

Item 2(d). Title of Class of Securities:

Common stock, par value \$0.01 per share, and  
Series A Participating Convertible Redeemable Preferred Stock, par  
value \$0.01 per share

Item 2(e). CUSIP Numbers:

374297 10 9 and 374297 20 8, respectively

Item 3. If this statement is filed pursuant to Rules 13d-1(b), or 13d-2(b)  
or (c), check whether filing person is a:

- (a)  Broker or dealer registered under Section 15 of the Act
- (b)  Bank as defined in Section 3(a)(6) of the Act
- (c)  Insurance company as defined in Section 3(a)(19) of the Act
- (d)  Investment company registered under Section 8 of the  
Investment Company Act
- (e)  An investment adviser in accordance with Rule  
13d-1(b)(1)(ii)(E)
- (f)  An employee benefit plan or endowment fund in accordance with  
Rule 13d-1(b)(1)(ii)(F)
- (g)  A parent holding company or control person in accordance with  
Rule 13d-1(b)(ii)(G)

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- (h)  A savings association as defined in Section 3(b) of the  
Federal Deposit Insurance Act (12 U.S.C. 1813)
- (i)  A church plan that is excluded from the definition of an  
investment company under Section 3(c)(14) of the Investment

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Company Act of 1940 (15 U.S.C. 80a-3)

(j)  Group, in accordance with Rule 13d-1(b)(1)(ii)(J)

If this statement is filed pursuant to Rule 13d-1(c), check this box.

Item 4. Ownership

Common Stock

- (a) Amount Beneficially Owned:  
As of December 31, 2001: 2,358,676 shares
- (b) Percent of Class: 10.5 %
- (c) Number of shares as to which the person has:
  - (i) sole power to vote or direct the vote: 2,140,239
  - (ii) shared power to vote or direct the vote: 218,437  
(disclaims beneficial ownership of these shares)
  - (iii) sole power to dispose or to direct the disposition  
of: 2,140,239
  - (iv) shared power to dispose or to direct the disposition  
of: 218,437 (disclaims beneficial ownership of these  
shares)

Series A Participating Convertible Redeemable Preferred Stock

- (a) Amount Beneficially Owned:  
As of December 31, 2001: 555,331 shares
- (b) Percent of Class: 19.2 %
- (c) Number of shares as to which the person has:
  - (i) sole power to vote or direct the vote: 205,133
  - (ii) shared power to vote or direct the vote: 350,198  
(disclaims beneficial ownership of 75,306 of these  
shares)
  - (iii) sole power to dispose or to direct the disposition  
of: 205,133

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- (iv) shared power to dispose or to direct the disposition  
of: 350,198 (disclaims beneficial ownership of  
75,306 of these shares)

Item 5. Ownership of Five Percent or Less of a Class.

If this Schedule is being filed to report the fact that as of the date hereof the reporting person has ceased to be the beneficial owner of

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more than five percent of the class of securities, check the following box. [ ]

Item 6. Ownership of More than Five Percent on Behalf of Another Person.

Not applicable.

Item 7. Identification and Classification of the Subsidiary Which Acquired the Security Being Reported on by the Parent Holding Company.

Not applicable.

Item 8. Identification and Classification of Members of the Group.

Not applicable.

Item 9. Notice of Dissolution of Group.

Not applicable.

Item 10. Certification.

Not applicable.

SIGNATURE

After reasonable inquiry and to the best of my knowledge and belief, I certify that the information set forth in this statement is true, complete and correct.

Date: February 28, 2002

/s/ Leo Liebowitz

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Leo Liebowitz