

HOLDING FRANK B  
Form 4  
December 23, 2009

**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

OMB  
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response... 0.5

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
HOLDING FRANK B

2. Issuer Name **and** Ticker or Trading  
Symbol

FIRST CITIZENS BANCSHARES  
INC /DE/ [FCNCA]

5. Relationship of Reporting Person(s) to  
Issuer

(Check all applicable)

(Last) (First) (Middle)

POST OFFICE BOX 1377

(Street)

3. Date of Earliest Transaction  
(Month/Day/Year)  
12/22/2009

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

Executive Vice Chairman

SMITHFIELD, NC 27577

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. 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)
Class A Common Stock					240,836 <sup>(1)</sup>	I	By adult children and their spouses and children
Class A Common Stock					26,430 <sup>(1)</sup>	I	By trust for adult children
Class A Common Stock					8,214 <sup>(2)</sup>	I	By Twin States Farming, Inc.
Class A Common					167,600 <sup>(2)</sup>	I	By First Citizens Bancorporation,

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Stock								Inc.
Class A Common Stock					28,628 <sup>(2)</sup>	I		By Heritage BancShares, Inc. and subsidiary
Class A Common Stock					100,000 <sup>(2)</sup>	I		By Fidelity BancShares, Inc.
Class A Common Stock					46,699 <sup>(2)</sup>	I		By Southern BancShares(N.C.), Inc.
Class A Common Stock					46,000 <sup>(2)</sup>	I		By Southern Bank and Trust Company
Class A Common Stock					54,000 <sup>(2)</sup>	I		By Goshen, Inc.
Class A Common Stock					627 <sup>(2)</sup>	I		By E&F Properties, Inc.
Class B Common Stock					553,106 <sup>(1)</sup>	I		By adult children and their spouses and children
Class B Common Stock					45,900 <sup>(2)</sup>	I		By First Citizens Bancorporation, Inc.
Class B Common Stock					22,619 <sup>(2)</sup>	I		By Southern BancShares (N.C.), Inc.
Class B Common Stock					6,175 <sup>(1)</sup>	I		By trust for adult children
Class B Common Stock					1,355 <sup>(2)</sup>	I		By Twin States Farming, Inc.
Class B Common Stock					200 <sup>(2)</sup>	I		By E&F Properties, Inc.
Class A Common Stock					508,217 <sup>(1)</sup>	I		By Ella Ann 2009 GRAT
Class B Common Stock	12/22/2009	P	104	A	\$ 166	6,191 <sup>(1)</sup>	I	By Ella Ann 2008 GRAT

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Class A Common Stock	460,686	D	
Class B Common Stock	34,176 <sup>(1)</sup>	I	By Ella Ann 2009 GRAT
Class A Common Stock	434 <sup>(1)</sup>	I	By spouse
Class A Common Stock	98,439	I	By F. Holding 2008 GRAT
Class B Common Stock	2,745 <sup>(1)</sup>	I	By spouse
Class A Common Stock	709,654 <sup>(1)</sup>	I	By Ella Ann 2008 GRAT
Class B Common Stock	950 <sup>(1)</sup>	I	By Ella Ann Lee Holding Revocable Trust dtd October 24, 2007

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

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SEC 1474  
(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. 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
HOLDING FRANK B POST OFFICE BOX 1377 SMITHFIELD, NC 27577	X	X	Executive Vice Chairman	

## Signatures

Frank B. Holding, By: William R. Lathan, Jr.,  
Attorney-in-Fact

12/23/2009

\_\_\_\_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).

- The reporting person disclaims beneficial ownership of these securities, and this report shall not be deemed an admission that the
- (1) reporting person is the beneficial owner of such securities for purposes of Section 16 of the Securities Exchange Act of 1934 or for any other purpose.
  - (2) The reporting person is a director, officer and/or principal shareholder of the companies that own these shares, but he disclaims beneficial ownership of the listed shares except to the extent of his pecuniary interest therein.

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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