Clearway Capital Management Ltd.

Form 4

December 13, 2018

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

OMB Number:

3235-0287

Expires:

January 31, 2005

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**OMB APPROVAL** 

response...

if no longer subject to Section 16. Form 4 or Form 5

Check this box

obligations may continue. See Instruction

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

1(b).

(Print or Type Responses)

1. Name and Address of Reporting Person \* Clearway Capital Management Ltd.

2. Issuer Name and Ticker or Trading Symbol

5. Relationship of Reporting Person(s) to Issuer

(Last) (First) (Middle) Intrepid Potash, Inc. [IPI] 3. Date of Earliest Transaction

(Check all applicable)

WINTERBOTHAM PLACE MARLBOROUGH &, QUEEN (Month/Day/Year) 12/13/2018

Director Officer (give title below)

X 10% Owner Other (specify

STREETS P.O. BOX N-3026

(Street)

(State)

4. If Amendment, Date Original

6. Individual or Joint/Group Filing(Check

Applicable Line) Form filed by One Reporting Person

Filed(Month/Day/Year)

\_X\_ Form filed by More than One Reporting

Person

NASSAU, C5 (City)

2. Transaction Date 2A. Deemed 1. Title of Security (Month/Day/Year) (Instr. 3)

Execution Date, if (Month/Day/Year)

(Zip)

4. Securities Acquired (A) 5. Amount of 3. Transaction Disposed of (D) Code (Instr. 3, 4 and 5) (Instr. 8)

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

6. Securities Ownership Beneficially Form: Direct (D) or Indirect **Following** (I)

7. Nature of Indirect Beneficial Ownership (Instr. 4)

(A) or Code V Amount (D)

Reported Transaction(s) (Instr. 4) (Instr. 3 and 4)

By Saratoga

Common 12/13/2018 Stock

50,000 A

16,666,352 I

Price

Asset Management, S.A. (1) (2) (3)

(4)

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

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SEC 1474 (9-02)

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

9. Nu Deriv Secur Bene Own Follo Repo Trans (Instr

1. Title of	2.	3. Transaction Date	3A. Deemed	4.	5.	6. Date Exerc	cisable and	7. Titl	e and	8. Price of	9
Derivative	Conversion	(Month/Day/Year)	Execution Date, if	Transacti	onNumber	Expiration Da	ate	Amou	nt of	Derivative	J
Security	or Exercise		any	Code	of	(Month/Day/	Year)	Under	lying	Security	5
(Instr. 3)	Price of		(Month/Day/Year)	(Instr. 8)	Derivative	e		Secur	ities	(Instr. 5)	]
	Derivative		•		Securities			(Instr.	3 and 4)		(
	Security				Acquired			`			]
	J				(A) or						]
					Disposed						-
					of (D)						(
					(Instr. 3,						
					4, and 5)						
					.,						
									Amount		
						Date	Expiration		or		
						Exercisable Date	Title Number	Number			
							Date		of		
				Code V	(A) (D)				Shares		

## **Reporting Owners**

Reporting Owner Name / Address	Kelationships					
1	Director	10% Owner	Officer	Other		
Clearway Capital Management Ltd. WINTERBOTHAM PLACE MARLBOROUGH & QUEEN STREETS P.O. BOX N-3026 NASSAU, C5		X				
Saratoga Asset Management S.A. 2ND FLOOR HUMBOLDT TOWER 53 EAST PANAMA CITY, R1		X				

# **Signatures**

/s/ Gonzalo Maria Avendano, Director, Clearway Capital Management Ltd.	12/13/2018
**Signature of Reporting Person	Date
/s/ Gonzalo Maria Avendano, Authorized Signatory, Saratoga Asset Management S.A.	12/13/2018

\*\*Signature of Reporting Person Date

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## **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) The total Common Stock shares are held directly by Saratoga Asset Management S.A., a wholly-owned subsidiary of Clearway Capital Management Ltd. Saratoga Asset Management S.A. acquired the total Common Stock shares through regular open-market transactions.
- This Form 4 is jointly filed by and on behalf of each of Clearway Capital Management Ltd. and Saratoga Asset Management S.A. under

  Exchange Act Rule 16a-3. Clearway Capital Management Ltd. is an Investment Fund organized and doing business under the laws of The Bahamas which wholly-owns Saratoga Asset Management S.A. which directly holds all of the Common Stock Shares of the Issuer being reported in this Form 4.
- (3) Each of Clearway Capital Management Ltd. and Saratoga Asset Management S.A. disclaim the creation of any group by the filing of this Form 4.

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Each of Clearway Capital Management Ltd. and Saratoga Asset Management S.A. disclaim beneficial ownership of the securities

(4) indicated, and the reporting herein of such securities, shall not be construed as an admission that either of the undersigned is the beneficial owner thereof for purposes of Section 16 or for any other purpose.

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.