

Edgar Filing: NUSSDORF GLENN H - Form SC 13D/A

NUSSDORF GLENN H  
Form SC 13D/A  
July 09, 2003

SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549

SCHEDULE 13D  
(Rule 13d-101)

Information to be Included in Statements Filed Pursuant  
to Rule 13d-1(a) and Amendments Thereto Filed Pursuant to  
Rule 13d-2(a)

(Amendment No. 2)

E COM VENTURES, INC.  
(Name of Issuer)

Common Stock, \$.01 Par Value  
(Title of class of securities)

26830k 20 5  
(CUSIP Number)

Geoffrey Etherington, Esq.  
Edwards & Angell, LLP  
750 Lexington Avenue  
New York, NY 10022  
(212) 756-0237

(Name, Address, and Telephone Number of person  
authorized to receive notices and communications)

July 7, 2003  
(Date of event which requires filing of this statement)

If the filing person has previously filed a statement on Schedule 13G to report the acquisition which is the subject of this Schedule 13D, and is filing this schedule because of Rule 13d-1 (b)(3) or (4), check the following box: .

\*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 disclosures provided in a prior cover page.

The information required on 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 (the "Exchange Act") or otherwise subject to the liabilities of that section of the Exchange Act but shall be subject to all other provisions of the Exchange Act (however, see the Notes).

Edgar Filing: NUSSDORF GLENN H - Form SC 13D/A

Glenn H. Nussdorf

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

3. SEC Use Only

4. Source of Funds

PF

5. Check Box if Disclosure of Legal Proceedings is Required Pursuant to Items 2(d) or 2(e) [ ]

6. Citizenship or Place of Organization

United States citizen

|   |    |                          |         |
|---|----|--------------------------|---------|
| Number of Shares Beneficially Owned By Each Reporting Person With | 7. | Sole Voting Power        | 285,590 |
|   | 8. | Shared Voting Power      | None    |
|   | 9  | Sole Dispositive Power   | 285,590 |
|   | 10 | Shared Dispositive Power | None    |

11. Aggregate Amount Beneficially Owned by Each Reporting Person

285,590

12. Check if the Aggregate Amount in Row (11) Excludes Certain Shares (See Instructions) [ ]

13. Percent of Class Represented by Amount in Row (11)

11.50%

14. Type of Reporting Person

IN

CUSIP No. 26830k 20 5 Schedule 13D

Page 3 of 6

1. Name of Reporting Person / I.R.S. Identification No. of Above Person

Stephen L. Nussdorf

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

3. SEC Use Only

4. Source of Funds

Edgar Filing: NUSSDORF GLENN H - Form SC 13D/A

PF

5. Check Box if Disclosure of Legal Proceedings is Required Pursuant to Items 2(d) or 2(e) [ ]

6. Citizenship or Place of Organization

United States citizen

|   |    |                          |        |
|---|----|--------------------------|--------|
| Number of Shares Beneficially Owned By Each Reporting Person With | 7. | Sole Voting Power        | 96,000 |
|   | 8. | Shared Voting Power      | None   |
|   | 9  | Sole Dispositive Power   | 96,000 |
|   | 10 | Shared Dispositive Power | None   |

11. Aggregate Amount Beneficially Owned by Each Reporting Person

96,000

12. Check if the Aggregate Amount in Row (11) Excludes Certain Shares (See Instructions) [ ]

13. Percent of Class Represented by Amount in Row (11)

3.87%

14. Type of Reporting Person

IN

CUSIP No. 26830k 20 5 Schedule 13D

Page 4 of 6

This Amendment No. 2 to Schedule 13D relates to the Common Stock, par value \$0.01 per share, of E Com Ventures, Inc. (the "Issuer"). The Issuer's principal executive offices are located at 11701 NW 101st Road, Miami, FL 33178.

This Amendment relates to the Schedule 13D originally filed June 19, 2003 by Glenn H. Nussdorf, as amended June 7, 2003 by Glenn H. Nussdorf and Stephen L. Nussdorf (the "Initial Schedule 13D"). Item 5 of the Initial Schedule 13D is being amended, together with the cover pages thereto, to reflect certain purchases of common stock of the Issuer by Glenn H. Nussdorf and Stephen L. Nussdorf, the brother of Glenn H. Nussdorf. Glenn H. Nussdorf and Stephen L. Nussdorf may be considered a "group" within the meaning of Rule 13d-5 under the Securities Exchange Act of 1934, as amended, although each disclaims beneficial ownership of the securities owned by the other. Except as provided herein, the Amendment does not modify any of the information previously reported on the Schedule 13D.

Item 5. Interest in Securities of the Issuer

## Edgar Filing: NUSSDORF GLENN H - Form SC 13D/A

Item 5 is hereby supplemented and amended as follows:

Item 5(a). The aggregate percentage of shares of common stock reported owned by both filing persons is based upon 2,483,213 shares outstanding, which is the total number of shares of common stock outstanding as of June 3, 2003, as reported in the Issuer's Form 10-Q for the fiscal quarter ended May 3, 2003.

Item 5(b). As of the close of business on July 7, 2003, Glenn H. Nussdorf beneficially owned 285,590 shares of common stock, constituting approximately 11.50% of the shares outstanding. Glenn H. Nussdorf has sole voting and dispositive power with respect to all of the shares beneficially owned by him. As of the close of business on the same day, Stephen L. Nussdorf beneficially owned 96,000 shares of common stock, constituting approximately 3.87% of the shares outstanding. Stephen L. Nussdorf holds these shares in a joint account with his wife.

Item 5(c). Stephen L. Nussdorf effected the following transactions in Issuer's common stock since the last transaction reported in Amendment No. 1 to the Schedule 13D:

| Date<br>---- | # of Shares<br>----- | Price per share<br>----- | Nature of Transaction<br>----- |
|--------------|----------------------|--------------------------|--------------------------------|
| July 3, 2003 | 3,000                | \$8.70                   | Open market purchase           |
| July 3, 2003 | 1,900                | \$8.80                   | Open market purchase           |
| July 3, 2003 | 1,500                | \$8.82                   | Open market purchase           |
| July 3, 2003 | 950                  | \$8.84                   | Open market purchase           |
| July 3, 2003 | 900                  | \$8.85                   | Open market purchase           |
| July 3, 2003 | 500                  | \$8.90                   | Open market purchase           |
| July 3, 2003 | 250                  | \$8.99                   | Open market purchase           |
| July 3, 2003 | 2,613                | \$9.00                   | Open market purchase           |
| July 3, 2003 | 5,100                | \$9.05                   | Open market purchase           |
| July 3, 2003 | 1,287                | \$9.10                   | Open market purchase           |
| July 7, 2003 | 600                  | \$9.09                   | Open market purchase           |
| July 7, 2003 | 1,000                | \$9.10                   | Open market purchase           |
| July 7, 2003 | 2,300                | \$9.15                   | Open market purchase           |
| July 7, 2003 | 5,550                | \$9.20                   | Open market purchase           |
| July 7, 2003 | 1,700                | \$9.25                   | Open market purchase           |
| July 7, 2003 | 1,000                | \$9.27                   | Open market purchase           |
| July 7, 2003 | 800                  | \$9.28                   | Open market purchase           |
| July 7, 2003 | 2,400                | \$9.30                   | Open market purchase           |

Edgar Filing: NUSSDORF GLENN H - Form SC 13D/A

|                       |        |              |                      |
|-----------------------|--------|--------------|----------------------|
| July 7, 2003          | 100    | \$9.31       | Open market purchase |
| CUSIP No. 26830k 20 5 |        | Schedule 13D | Page 5 of 6          |
| July 7, 2003          | 2,500  | \$9.33       | Open market purchase |
| July 7, 2003          | 3,900  | \$9.35       | Open market purchase |
| July 7, 2003          | 3,600  | \$9.40       | Open market purchase |
| July 7, 2003          | 1,500  | \$9.41       | Open market purchase |
| July 7, 2003          | 100    | \$9.44       | Open market purchase |
| July 7, 2003          | 2,500  | \$9.45       | Open market purchase |
| July 8, 2003          | 200    | \$9.45       | Open market purchase |
| July 8, 2003          | 7,000  | \$9.50       | Open market purchase |
| July 8, 2003          | 900    | \$9.52       | Open market purchase |
| July 8, 2003          | 350    | \$9.55       | Open market purchase |
| Total                 | 56,000 |              |                      |

In addition, Glenn H. Nussdorf effected the following transactions in Issuer's common stock on the dates indicated, which were inadvertently omitted from the Schedule 13D as originally filed. These transactions are included in the total ownership reported for Glenn H. Nussdorf herein:

| Date          | # of Shares | Price per share | Nature of Transaction |
|---------------|-------------|-----------------|-----------------------|
| ----          | -----       | -----           | -----                 |
| June 5, 2003  | 6,500       | \$5.50          | Open market purchase  |
| June 6, 2003  | 1,800       | \$5.50          | Open market purchase  |
| June 9, 2003  | 1,700       | \$5.50          | Open market purchase  |
| June 27, 2003 | 2,400       | \$7.39          | Open market purchase  |
| June 27, 2003 | 1,800       | \$7.45          | Open market purchase  |
| June 27, 2003 | 400         | \$7.48          | Open market purchase  |
| Total         | 14,600      |                 |                       |

Item 5(d). Not applicable.

Edgar Filing: NUSSDORF GLENN H - Form SC 13D/A

Item 5(e). Not applicable.

CUSIP No. 26830k 20 5

Schedule 13D

Page 6 of 6

SIGNATURES

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: July 8, 2003

/s/ Alfred R. Paliani

-----  
Glenn H. Nussdorf  
By: Alfred R. Paliani, attorney-in-fact

/s/ Alfred R. Paliani

-----  
Stephen L. Nussdorf  
By: Alfred R. Paliani, attorney-in-fact