FORM 4

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

| | APPROVAL | |
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| CHAIR | APPRUMAL | |
| | | |

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| Estimated average burden | |
| hours per response: | 0.5 |

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

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934 or Section 30(h) of the Investment Company Act of 1940

| Name and Address of Reporting Person* Maglione Lawrence A. | | | 2. Issuer Name and Ticker or Trading Symbol Data Storage Corp [DTST] | | tionship of Reporting Person(s) all applicable) Director | to Issuer | | | |
|--|---------|----------|--|--|--|-----------------------|--|--|--|
| (Last) (First) (Middle) | | (Middle) | 3. Date of Earliest Transaction (Month/Day/Year) 04/08/2022 | A | Officer (give title below) | Other (specify below) | | | |
| C/O DATA STORAGE CORP. 48 SOUTH SERVICE ROAD, SUITE 203 (Street) | | | 4. If Amendment, Date of Original Filed (Month/Day/Year) 04/14/2022 | Individual or Joint/Group Filing (Check Applicable Line) X Form filed by One Reporting Person Form filed by More than One Reporting Person | | | | | |
| MELVILLE NY 11747 | | 11747 | Rule 10b5-1(c) Transaction Indication | | | | | | |
| (City) | (State) | (Zip) | Check this box to indicate that a transaction was made pursuant to a contract, instruction or written plan that is intended to satisfy the affirmative defense conditions of Rule 10b5-1(c). See Instruction 10. | | | | | | |

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) | | | 4. Securities Acquired (A) or Disposed Of (D) (Instr. 3, 4 and 5) | | | 5. Amount of Securities Beneficially Owned Following Reported | Form: Direct (D) or Indirect (I) (Instr. 4) | Beneficial Ownership |
|---------------------------------|--|---|------|---|---|---------------|-------|--|---|-------------------------|
| | | | Code | v | Amount | (A) or (D) | Price | Transaction(s) (Instr. 3 and 4) | | (Instr. 4) |

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) | | 3. Transaction Date (Month/Day/Year) | 3A. Deemed Execution Date, if any (Month/Day/Year) | 4. Transac Code (Ir 8) | | Derivative | | 6. Date Exerc Expiration D (Month/Day/ | ate | 7. Title and Amount of Securities Underlying Derivative Security (Instr. 3 and 4) | | 8. Price of Derivative Security (Instr. 5) | 9. Number of derivative Securities Beneficially Owned Following Reported | 10. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 11. Nature of Indirect Beneficial Ownership (Instr. 4) |
|---|-----|--|---|---------------------------------|---|------------|-----|--|--------------------|--|-------------------------------------|---|--|--|--|
| | | | | Code | v | (A) | (D) | Date Exercisable | Expiration Date | Title | Amount or Number of Shares | | Transaction(s) (Instr. 4) | | |
| Stock Options (1) | (1) | 04/08/2022 | | A | V | 10,000 | | (1) | (1) | Common Stock | 10,000 | \$0.00 | 16,667 ⁽²⁾ | D | |
| Restricted Stock Unit ⁽²⁾ | (3) | 04/08/2022 | | A | V | 10,000 | | (3) | (3) | Common Stock | 10,000 | \$0.00 | 10,000 ⁽⁴⁾ | D | |

Explanation of Responses:

- 1. The options ("Options") shall be issued on a quarterly basis, in four equal installments of 2,500 Options each. The exercise price of the Options shall equal the closing price of the Issuer's common stock on the last trading day of each quarter. The Options are exercisable for a term of 10 years.
- 2. Correction to number of derivative securities owned following reported transaction to reflect the 1-for-40 reverse stock split effected by the Issuer on May 14, 2021.
- 3. Each restricted stock unit ("RSU") represents a contingent right to receive one share of the Issuer's common stock. The RSUs will be issued on a quarterly basis, in four equal installments of 2,500 RSUs each, and shall vest within one year of each date of issuance, subject to the Reporting Person being a member of the board of directors of the Issuer through each such date. The restricted stock units do not expire, they either vest or are canceled prior to vesting date.
- $4. \ Correction \ to \ number \ of \ derivative \ securities \ owned \ following \ the \ reported \ transaction \ to \ reflect \ each \ class \ in \ separate \ lines.$

<u>/s/ Lawrence A. Maglione</u> 04/24/2023

** Signature of Reporting Person Date

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

- * 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).

 $Note: File \ three \ copies \ of \ this \ Form, \ one \ of \ which \ must \ be \ manually \ signed. \ If \ space \ is \ insufficient, \ see \ Instruction \ 6 \ for \ procedure.$

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 Number.