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

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### STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES

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

(Print or Type Responses)											
1. Name and Address of Reportin SMITH PAUL L	2. Issuer Name an CONSTELLAT			<i>.</i> .		:	5. Relationship of Reporting Person(s) to Issuer (Check all applicable) X Director 10% Owner				
(Last) (First) C/O HOME PROPERTIES SQUARE	3. Date of Earliest Transaction (Month/Day/Year) 01/15/2004						Officer (give title below) Ot	her (specify belo	ow)		
(Stree ROCHESTER, NY 14604	4. If Amendment, Date Original Filed(Month/Day/Year)						6. Individual or Joint/Group Filing(Check Applicable Line) _X_Form filed by One Reporting Person Form filed by More than One Reporting Person				
(City) (State	e) (Zip)	Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned									
1.Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	Execution Date, if any (Month/Day/Year)		or Dispo	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5) (A) or (D) Price		5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	Beneficial Ownership		
Class A Common Stock	12/05/2003		G	V	155	D	\$0	4,336	D		
Class A Common Stock	12/29/2003		G	V	150	D	\$0	4,186	D		
Class A Common Stock	12/29/2003		G	V	40	D	\$ 0	4,146	D		
Class A Common Stock	01/15/2004		М		12,000	А	\$ 20.50	16,146	D		
Class A Common Stock	01/15/2004		S		12,000	D	\$ 32.5745	4,146	D		

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

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 control number.

#### Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned

(e.g., puts, calls, warrants, options, convertible securities)															
Security (Instr. 3)	Conversion	(Month/Day/Year)	Execution Date, if	Code	ction of Derivative Securities		Derivative arities uired (A) Disposed D) tr. 3, 4,	Expiration Date (Month/Day/Year)		7. Title and Amount of Underlying Securities		Derivative Security (Instr. 5)	Securities Beneficially Owned Following Reported Transaction(s)	Ownership Form of Derivative Security: Direct (D) or Indirect (I)	Beneficial
				Code	v	(A)			Expiration Date		Amount or Number of Shares		(Instr. 4)	(Instr. 4)	
Non- Qualified Stock Option (right to buy)	\$ 20.50	01/15/2004		М			12,000	03/27/2002	09/26/2011	Class A Common Stock	12,000	\$ O	0	D	

## **Reporting Owners**

	Relationships						
Reporting Owner Name / Address	Director	10% Owner	Officer	Other			
SMITH PAUL L C/O HOME PROPERTIES 850 CLINTON SQUARE ROCHESTER, NY 14604	Х						

## Signatures

Paul L. Smith	01/19/2004	

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).

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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