SEC Form 4

FORM 4

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

OMB APPROVAL

OMB Number:	3235-0287
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

☐ Check this box to indicate that a transaction was made pursuant to a contract, instruction or written plan for the purchase or sale of equity securities of the issuer that is intended to satisfy the affirmative defense conditions of Rule 10b5-1(c). See Instruction 10.

1. Name and Address of Reporting Person *

Empery Asset Management, LP

(Last) (First) (Middle)

1 ROCKEFELLER PLAZA, SUITE 1205

(Street)

NEW YORK NY 10020

(City) (State) (Zip)

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

Empery Digital Inc. [EMPD]

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

08/12/2026

4. If Amendment, Date of Original Filed (Month/Day/Year)

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

Director

X 10% Owner

Officer (give title below)

Other (specify below)

6. Individual or Joint/Group Filing (Check Applicable Line)

Form filed by One Reporting Person

X Form filed by More than One Reporting Person

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)
			Code	V	Amount	(A) or (D)	Price			
Common Stock	08/12/2026		P		650,000[(1)]	A	$2.8211[(2)]	3,680,345[(3)]	I	See footnote[(1)]
Common Stock	08/13/2026		P		750,000[(1)]	A	$2.9845[(4)]	4,430,345[(5)]	I	See footnote[(1)]

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 Securities Underlying Derivative Security (Instr. 3 and 4)		8. Price of Derivative Security (Instr. 5)	9. Number of derivative Securities Beneficially Owned Following Reported Transaction(s) (Instr. 4)	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				

1. Name and Address of Reporting Person *

Empery Asset Management, LP

(Last) (First) (Middle)

1 ROCKEFELLER PLAZA, SUITE 1205

(Street)

NEW YORK NY 10020

(City) (State) (Zip)

1. Name and Address of Reporting Person *		
Lane Ryan M.		
(Last)	(First)	(Middle)
1 ROCKEFELLER PLAZA, SUITE 1205		
(Street)		
NEW YORK	NY	10020
(City)	(State)	(Zip)

Explanation of Responses:

1. The shares of common stock were purchased by Empery Asset Master, Ltd. and Empery Tax Efficient, LP (collectively the "EAM Funds"). Empery Asset Management, LP ("EAM") serves as the investment manager of each of the EAM Funds. Ryan M. Lane is the Managing Member of Empery AM GP, LLC, the general partner of EAM. The Reporting Persons may be deemed to beneficially own the securities held by the EAM Funds. The Reporting Persons disclaim beneficial ownership of such shares except to the extent of their respective pecuniary interest therein, if any.

2. The price reported is a weighted average price. These shares were purchased in multiple transactions at prices ranging from $2.65 to $2.897079 per share, inclusive. The Reporting Persons undertake to provide to Empery Digital Inc., any security holder of Empery Digital Inc, or the staff of the Securities and Exchange Commission, upon request, full information regarding the number of shares purchased at each separate price within the ranges set forth herein.

3. The securities reported in this row of Column 5 comprise: (i) 100,000 shares of common stock directly by Mr. Lane, and (ii) 3,580,345 shares of common stock held of record by funds affiliated with EAM, including the EAM Funds (such funds, collectively, the "Empery Funds"). The Reporting Persons may be deemed to beneficially own the securities held by the EAM Funds. The Reporting Persons disclaim beneficial ownership of such shares except to the extent of their respective pecuniary interest therein, if any.

4. The price reported is a weighted average price. These shares were purchased in multiple transactions at prices ranging from $2.75 to $3.10 per share, inclusive. The Reporting Persons undertake to provide to Empery Digital Inc, any security holder of Empery Digital Inc, or the staff of the Securities and Exchange Commission, upon request, full information regarding the number of shares purchased at each separate price within the ranges set forth herein.

5. The securities reported in this row of Column 5 comprise: (i) 100,000 shares of common stock directly by Mr. Lane, and (ii) 4,330,345 shares of common stock held of record by the Empery Funds. The Reporting Persons may be deemed to beneficially own the securities held by the EAM Funds. The Reporting Persons disclaim beneficial ownership of such shares except to the extent of their respective pecuniary interest therein, if any.

/s/ Empery Asset Management, LP, By: /s/ Ryan M. Lane, its Chief Investment Officer	08/14/2026
/s/ Ryan M. Lane	08/14/2026
** 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.