FORM 3

## **UNITED STATES SECURITIES AND EXCHANGE COMMISSION**

Washington, D.C. 20549

## INITIAL STATEMENT OF BENEFICIAL OWNERSHIP OF SECURITIES

| OMB APF                  | PROVAL |  |  |  |  |  |  |
|--------------------------|--------|--|--|--|--|--|--|
| OMB Number: 3235-0       |        |  |  |  |  |  |  |
| Estimated average burden |        |  |  |  |  |  |  |
| hours per response       | : 0.5  |  |  |  |  |  |  |

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

| Nevels James E (N  |                                 |       | Date of Event<br>dequiring Staten<br>Month/Day/Year | nent -  | 3. Issuer Name <b>and</b> Ticker or Trading Symbol HERSHEY CO [ HSY ] |                            |  |                             |   |  |  |  |
|--|---------------------------------|-------|---|---|---|----------------------------|--|-----------------------------|---|--|--|--|
| (Last)   | (First) (Middle) RYSTAL A DRIVE |       |   | Relationship of Reporting Person(s) to Issuer (Check all applicable)     X Director 10% Owner |   | 1)                         | 5. If Amendment, Date of Original Filed (Month/Day/Year) |                             |   |  |  |  |
| (Street)   |                                 |       |   |   |   | Officer (give title below) | Other (spe<br>below)                                     |                             | Individual or Joint/Group Filing (Check Applicable Line)     X Form filed by One Reporting Person |  |  |  |
| HERSHEY<br>————  | PA                              | 17033 |   |   |   |                            |  | Form filed b<br>Reporting P | y More than One<br>erson  |  |  |  |
| (City)   | (State)                         | (Zip) |   |   |   |                            |  |                             |   |  |  |  |
| Table I - Non-Derivative Securities Beneficially Owned   |                                 |       |   |   |   |                            |  |                             |   |  |  |  |
| 1. Title of Security (Instr. 4)  |                                 |       |   |   |   | ially Owned (Instr. 4)     |  |                             | 4. Nature of Indirect Beneficial Ownership<br>(Instr. 5)  |  |  |  |
| Table II - Derivative Securities Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities) |                                 |       |   |   |   |                            |  |                             |   |  |  |  |
| 1. Title of Derivative Security (Instr. 4)  2. Date Exercisable Expiration Date (Month/Day/Year)                   |                                 |       | ate   | and 3. Title and Amount of Secu<br>Underlying Derivative Secu                                 |   |                            | 4.<br>Conversion   | se Form:                    | 6. Nature of Indirect<br>Beneficial Ownership<br>(Instr. 5)                                       |  |  |  |
|  |                                 |       | Date<br>Exercisable                                 | Expiration<br>Date  | ı<br>Title  | )                          | Amount or Deriva Securi Number of Shares                 |                             | Direct (D)<br>or Indirect<br>(I) (Instr. 5)   |  |  |  |

**Explanation of Responses:** 

No securities are beneficially owned.

<u>James E Nevels</u> <u>11/19/2007</u>

\*\* Signature of Reporting Person Date

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

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.

 $<sup>^{\</sup>star}$  If the form is filed by more than one reporting person, see Instruction 5 (b)(v).

<sup>\*\*</sup> Intentional misstatements or omissions of facts constitute Federal Criminal Violations See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).