

5. SOLE VOTING POWER

		2,140,000	
NUMBER OF SHARES BENEFICIALLY OWNED BY EACH REPORTING PERSON WITH		-----	
	6.	SHARED VOTING POWER	
		0	

	7.	SOLE DISPOSITIVE POWER	
		2,140,000	

	8.	SHARED DISPOSITIVE POWER	
		0	

9.	AGGREGATE AMOUNT BENEFICIALLY OWNED BY EACH REPORTING PERSON		
		2,140,000	

10.	CHECK IF THE AGGREGATE AMOUNT IN ROW (9) EXCLUDES CERTAIN SHARES (See Instructions)		[]

11.	PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (9)		
		5.6%	

12.	TYPE OF REPORTING PERSON (See Instructions)		
		IA	

- Item 1(a). Name of Issuer.
Vivus, Inc.
- Item 1(b). Address of Issuer's Principal Executive Offices.
1172 Castro Street
Mountain View, California 94040
- Item 2(a). Names of Person Filing.
Chilton Investment Company, Inc.
- Item 2(b). Address of Principal Business Office or, if None, Residence.
1266 East Main Street, 7th Floor
Stamford, CT 06902
- Item 2(c). Citizenship.
State of Delaware
- Item 2(d). Title of Class of Securities.
Common Stock, \$.001 par value
- Item 2(e). CUSIP Number.
928551100
- Item 3. If This Statement is Filed Pursuant to Rule 13d-1(b), or 13d-2(b) or (c), Check Whether the Person Filing is a:
- (a) ☐ Broker or dealer registered under Section 15 of the Exchange Act.
 - (b) ☐ Bank as defined in Section 3(a)(6) of the Exchange Act.
 - (c) ☐ Insurance company as defined in Section 3(a)(19) of the Exchange Act.
 - (d) ☐ Investment company registered under Section 8 of the Investment Company Act.
 - (e) ☒ An investment adviser in accordance with Rule 13d-1(b)(1)(ii)(E);
 - (f) ☐ An employee benefit plan or endowment fund in accordance with Rule 13d-1(b)(1)(ii)(F);
 - (g) ☐ A parent holding company or control person in accordance with Rule 13d-1(b)(1)(ii)(G);
 - (h) ☐ A savings association as defined in Section 3(b) of the Federal Deposit Insurance Act;
 - (i) ☐ A church plan that is excluded from the definition of an investment company under Section 3(c)(14) of the Investment Company Act;
 - (j) ☐ Group, in accordance with Rule 13d-1(b)(1)(ii)(J).

Item 4. Ownership.

- (a) Amount beneficially owned: 2,140,000 shares
- (b) Percent of class: 5.6%
- (c) Number of shares as to which the person has:
 - (i) Sole power to vote or to direct the vote: 2,140,000
 - (ii) Shared power to vote or to direct the vote: 0
 - (iii) Sole power to dispose or to direct the disposition of:
2,140,000
 - (iv) Shared power to dispose or to direct the disposition
of: 0

Item 5. Ownership of Five Percent or Less of a Class.

If this statement is being filed to report the fact that as of the date hereof the reporting person has ceased to be the beneficial owner of more than five percent of the class of securities, check the following [].

Item 6. Ownership of More than Five Percent on Behalf of Another Person.

Inapplicable.

Item 7. Identification and Classification of the Subsidiary Which Acquired the Security Being Reported on by the Parent Holding Company or Control Person.

Inapplicable.

Item 8. Identification and Classification of Members of the Group.

Inapplicable.

Item 9. Notice of Dissolution of Group.

Inapplicable.

Item 10. Certifications.

By signing below I certify that, to the best of my knowledge and belief, the securities referred to above were not acquired and are not held for the purpose of or with the effect of changing or influencing the control of the issuer of the securities and were not acquired and are not held in connection with or as a participant in any transaction having that purpose or effect.

SIGNATURE

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: February 14, 2005

Chilton Investment Company, Inc.

By:

Name: James Steinthal
Title: Senior Vice President