

|   |  |  |  |  |  |  |  |  |
|---|--|--|--|--|--|--|--|--|
| 1. Name and Address of Reporting Person *   |  |  | 2. Issuer Name and Ticker or Trading Symbol              |  |  | 5. Relationship of Reporting Person(s) to Issuer<br>(Check all applicable)                 |  |  |
| Silva Francisco   |  |  | BioRestorative Therapies, Inc. [ BRTX ]                  |  |  | <input checked="" type="checkbox"/> Director <input checked="" type="checkbox"/> 10% Owner |  |  |
| (Last) (First) (Middle)   |  |  | 3. Date of Earliest Transaction (Month/Day/Year)         |  |  | <input checked="" type="checkbox"/> Officer (give title below) Other (specify below)       |  |  |
| 40 MARCUS DRIVE   |  |  | 03/20/2023   |  |  | VP of Research and Development   |  |  |
| (Street)  |  |  | 4. If Amendment, Date of Original Filed (Month/Day/Year) |  |  | 6. Individual or Joint/Group Filing (Check Applicable Line)                                |  |  |
| MELVILLE NY 11747   |  |  |  |  |  | <input checked="" type="checkbox"/> Form filed by One Reporting Person                     |  |  |
| (City) (State) (Zip)  |  |  | Rule 10b5-1(c) Transaction Indication                    |  |  | Form filed by More than One Reporting Person   |  |  |
| <input type="checkbox"/> 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) | 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                    | 03/20/2023                           |  | F <sup>(1)</sup>               |   | 6,729   | D          | \$2.92 | 158,943 <sup>(2)</sup>  | D  |   |
| Common Stock                    |                                      |  |                                |   |   |            |        | 12,136  | I  | IRA   |

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 |  |  |   |  |
| Stock Option                               | \$3,000  |                                      |  |                                |   |  |     | (3)  | 10/04/2023      | Common Stock  | 1                          |  | 1  | D   |  |
| Stock Option                               | \$3,000  |                                      |  |                                |   |  |     | (3)  | 02/18/2024      | Common Stock  | 3                          |  | 3  | D   |  |
| Stock Option                               | \$3,000  |                                      |  |                                |   |  |     | 03/12/2014   | 03/11/2024      | Common Stock  | 1                          |  | 1  | D   |  |
| Stock Option                               | \$3,000  |                                      |  |                                |   |  |     | (3)  | 10/23/2024      | Common Stock  | 9                          |  | 9  | D   |  |
| Stock Option                               | \$3,000  |                                      |  |                                |   |  |     | (3)  | 09/04/2025      | Common Stock  | 6                          |  | 6  | D   |  |
| Stock Option                               | \$3,000  |                                      |  |                                |   |  |     | (3)  | 06/10/2026      | Common Stock  | 15                         |  | 15   | D   |  |
| Stock Option                               | \$3,000  |                                      |  |                                |   |  |     | (3)  | 07/12/2027      | Common Stock  | 20                         |  | 20   | D   |  |
| Stock Option                               | \$3,000  |                                      |  |                                |   |  |     | (3)  | 10/29/2028      | Common Stock  | 25                         |  | 25   | D   |  |
| Stock Option                               | \$5.08   |                                      |  |                                |   |  |     | (4)  | 03/18/2031      | Common Stock  | 293,479                    |  | 293,479  | D   |  |
| Stock Option                               | \$5.08   |                                      |  |                                |   |  |     | (5)  | 11/04/2031      | Common Stock  | 42,059                     |  | 42,059   | D   |  |
| Stock Option                               | \$2.91   |                                      |  |                                |   |  |     | (6)  | 02/17/2033      | Common Stock  | 106,762                    |  | 106,762  | D   |  |

Explanation of Responses:

1. Shares were withheld from vested stock grant to pay the associated withholding taxes.

2. Includes 48,912 shares received pursuant to an unvested restricted stock unit grant. Such shares vest on March 18, 2024.

3. The option is currently exercisable.

4. The option vests and becomes exercisable to the extent of 146,740 shares on March 18, 2021, 36,684 shares on November 4, 2021 and 110,055 shares in six nearly equal quarterly installments beginning December 18, 2021 and continuing every three months thereafter until fully vested.

5. The option vests and becomes exercisable to the extent of 21,030 shares on November 4, 2021 and 21,029 shares in eight nearly equal quarterly installments beginning on November 4, 2022 and continuing every three months thereafter until fully vested.

6. The option vests and becomes exercisable to the extent of 53,381 shares on February 17, 2023 and 53,381 shares in eight nearly equal quarterly installments beginning on February 17, 2024 and continuing every three months thereafter until fully vested.

/s/ Francisco Silva03/21/2023

\*\* Signature of Reporting PersonDate

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.