

NEW YORK MORTGAGE TRUST INC

Form 8-K

February 23, 2006

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**SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549  
FORM 8-K  
CURRENT REPORT  
PURSUANT TO SECTION 13 OR 15(d)  
OF THE SECURITIES EXCHANGE ACT OF 1934  
Date of Report (Date of earliest event reported): February 22, 2006  
NEW YORK MORTGAGE TRUST, INC.  
(Exact name of registrant as specified in its charter)**

|   |                                 |  |
|---|---------------------------------|--|
| <b>Maryland</b>   | <b>001-32216</b>                | <b>47-0934168</b>                            |
| <b>(State or other<br/>jurisdiction of<br/>incorporation)</b> | <b>(Commission File Number)</b> | <b>(IRS Employer Identification<br/>No.)</b> |

**1301 Avenue of the Americas  
New York, New York 10019**  
(Address and zip code of  
principal executive offices)

Registrant's telephone number, including area code: **(212) 634-9400**

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
  - Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
  - Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
  - Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))
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Item 7.01 Regulation FD Disclosure.

Item 9.01 Financial Statements and Exhibits.

SIGNATURE

INDEX TO EXHIBITS

EX-99.1: PRESS RELEASE

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**Item 7.01 Regulation FD Disclosure.**

On February 22, 2006, New York Mortgage Trust, Inc. (the Company ) announced in a press release that it will report financial results for the fourth quarter ended December 31, 2005 after the close of market on Tuesday, March 7, 2006.

On Wednesday, March 8, 2006 at 10:00 a.m. Eastern, the Company s executive management will host a conference call and audio webcast highlighting the Company s fourth quarter financial results. Information with respect to accessing the conference call or audio webcast have been set forth in the press release, which is being furnished as Exhibit 99.1 hereto and incorporated by reference herein.

**Item 9.01 Financial Statements and Exhibits.**

(c) Exhibit. Exhibit 99.1 is being furnished as an exhibit to this Current Report on Form 8-K.

99.1 Press Release, dated February 22, 2006

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**SIGNATURE**

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

**NEW YORK MORTGAGE TRUST,  
INC.**

February 23, 2006

/s/ Michael I. Wirth  
Michael I. Wirth  
Chief Financial Officer

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| Exhibit<br>Number | Description                            |
|-------------------|--|
| 99.1              | Press Release, dated February 22, 2006 |