

NEW YORK MORTGAGE TRUST INC

Form 8-K

December 20, 2005

**Table of Contents**

**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): December 20, 2005**

**NEW YORK MORTGAGE TRUST, INC.**

**(Exact name of registrant as specified in its charter)**

**Maryland**

**(State or other jurisdiction of  
incorporation)**

**001-32216**

**(Commission File Number)**

**47-0934168**

**(IRS Employer Identification No.)**

**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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**TABLE OF CONTENTS**

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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**Table of Contents**

**Item 8.01 Other Events.**

On December 20, 2005, New York Mortgage Trust, Inc. (the Company ) issued a press release announcing the completion on December 20, 2005, of its third securitization transaction in 2005. The securitization involved the issuance through a trust of approximately \$228.7 million of notes backed by self-originated, high-credit quality, first-lien, adjustable rate and hybrid adjustable rate mortgage loans (collectively, ARM loans). A copy of the press release 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 December 20, 2005

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**Table of Contents**

**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.**

December 20, 2005

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

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**Table of Contents**

INDEX TO EXHIBITS

| Exhibit Number | Description                           |
|----------------|---------------------------------------|
| 99.1           | Press Release dated December 20, 2005 |