

NEW YORK MORTGAGE TRUST INC

Form 8-K

May 09, 2005

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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): May 9, 2005**

**NEW YORK MORTGAGE TRUST, INC.**

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

**Maryland**

**001-32216**

**47-0934168**

(State or other jurisdiction  
of incorporation)

(Commission File Number)

(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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Item 9.01 Financial Statements and Exhibits.

SIGNATURE

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EX-99.1: 2004 ANNUAL REPORT

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**Item 9.01 Financial Statements and Exhibits.**

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

99.1 New York Mortgage Trust, Inc. 2004 Annual Report.

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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.**

May 6, 2005

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

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INDEX TO EXHIBITS

Exhibit Number    Description

99.1                New York Mortgage Trust, Inc. 2004 Annual Report.