NEW YORK MORTGAGE TRUST INC Form 8-K

November 09, 2007

# 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): November 7, 2007

# 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:

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

### Item 7.01. Regulation FD Disclosure.

On November 7, 2007, the Company held a conference call to discuss the matters announced in its press release dated November 6, 2007, and as set forth in Exhibit 99.1 to the Current Report on Form 8-K filed on November 7, 2007. A transcript of the conference call is furnished herewith as Exhibit 99.1 to this Current Report on Form 8-K and is incorporated herein by reference.

#### Item 9.01. Financial Statements and Exhibits.

- (d) The following exhibits are being furnished herewith this Current Report on Form 8-K. *Exhibits*.
  - 99.1 November 7, 2007 Conference Call Transcript.

[signature on following page]

#### **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 thereunto duly authorized.

**NEW YORK MORTGAGE TRUST, INC.** (Registrant)

Date: November 9, 2007 By: /s/ Steven R. Mumma

Steven R. Mumma

Co-Chief Executive Officer, President

and Chief Financial Officer

### **EXHIBIT INDEX**

## **Exhibit** Description

99.1 November 7, 2007 Conference Call Transcript.