

NEW YORK COMMUNITY BANCORP INC  
Form 8-K  
February 03, 2004

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**UNITED STATES**  
**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): January 26, 2004

**NEW YORK COMMUNITY BANCORP, INC.**

(Exact name of registrant as specified in its charter)

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

**1-31565**  
Commission File Number

**06-1377322**  
(I.R.S. Employer  
Identification No.)

**615 Merrick Avenue, Westbury, New York 11590**

(Address of principal executive offices)

Registrant's telephone number, including area code: **(516) 683-4100**

Not applicable

(Former name or former address, if changed since last report)

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**CURRENT REPORT ON FORM 8-K**

**Item 1. Changes in Control of Registrant**

Not applicable.

**Item 2. Acquisition or Disposition of Assets**

Not applicable.

**Item 3. Bankruptcy or Receivership**

Not applicable.

**Item 4. Changes in Registrant's Certifying Accountant**

Not applicable.

**Item 5. Other Events and Regulation FD Disclosure**

On January 26, 2004, New York Community Bancorp, Inc. (the Company) entered into an underwriting agreement (the Underwriting Agreement) with Bear, Stearns & Co. Inc. for the issuance and sale of approximately 10 million shares of the Company's common stock, generating proceeds of approximately \$400.0 million pursuant to the Registration Statement on Form S-3 (Commission File No. 333-105350) (the Registration Statement) that was filed with the Securities and Exchange Commission (the SEC) on May 16, 2003. The Company filed with the SEC, pursuant to Rule 424(b)(5) under the Securities Act of 1933, as amended, a definitive prospectus supplement with respect to the offering. Attached hereto as Exhibit 1(a) is the underwriting agreement.

**Item 6. Resignations of Registrant's Directors**

Not applicable.

**Item 7. Financial Statements and Exhibits**

(a) Financial statements of business acquired are required: None

(b) Pro forma financial information: None

(c) Exhibits:

Exhibit 1(a) Underwriting Agreement

**Item 8. Change in Fiscal Year**

Not applicable.

**Item 9. Regulation FD Disclosure**

Not applicable.

**Item 10. Amendments to the Registrant's Code of Ethics, or Waiver of a Provision of the Code of Ethics**

Not applicable.

**Item 11. Temporary Suspension of Trading Under Registrant's Employee Benefit Plans**

Not applicable.

**Item 12. Results of Operations and Financial Condition**

Not applicable.

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.

Date: February 2, 2004

NEW YORK COMMUNITY BANCORP, INC.

/s/ Mark A. Ricca

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Mark A. Ricca

Executive Vice President and

General Counsel

EXHIBIT INDEX

<u>Exhibit No.</u>	<u>Description</u>
Exhibit 1(a)	Underwriting Agreement