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DYNEX CAPITAL INC Form 8-K May 12, 2004

UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, DC 20549

FORM 8-K

CURRENT REPORT

Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934

Date of Report: May 12, 2004

DYNEX CAPITAL, INC. (Exact Name of Registrant as Specified in Charter)

> 1-9819 (Commission File Number)

Virginia (State or other jurisdiction of incorporation or organization)

4551 Cox Road, Suite 300, Glen Allen, Virginia (Address of principal executive offices)

(804) 217-5800 (Registrant's telephone number, including area code)

Item 12

Results of Operations and Financial Condition.

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On May 11, 2004, the Registrant issued a press release reporting its financial results for the quarter ended March 31, 2004. A copy of the press release is being furnished as an exhibit to this report and is incorporated by reference into this Item 12.

The foregoing information, including the information contained in the press release, is being furnished pursuant to this Item 12 and shall not be deemed to be "filed" for purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or otherwise subject to the liabilities of that Section or Sections 11 and 12(a)(2) of the Securities Act of 1933, as amended. In addition, this information shall not be deemed to be incorporated by reference into any of the Registrant's filings with the Securities and Exchange Commission, except as shall be expressly set forth by specific reference in any such filing.

The exhibit to this report is as follows:

Exhibit No. Description

99.1 Press release issued by the Registrant dated May 11, 2004.

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.

DYNEX CAPITAL, INC.

Date: May 12, 2004 By: /s/ Stephen J. Benedetti

Stephen J. Benedetti

Executive Vice President and Chief Financial Officer

EXHIBIT INDEX

Exhibit Name of Number Exhibit

99.1 Press Release dated May 11, 2004.