

NEW YORK MORTGAGE TRUST INC  
Form 8-K  
February 26, 2008

**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): February 21, 2008**

**NEW YORK MORTGAGE TRUST, INC.  
(Exact name of registrant as specified in its charter)**

|   |                          |                                      |
|---|--------------------------|--------------------------------------|
| <b><u>Maryland</u></b>                            | <b><u>001-32216</u></b>  | <b><u>47-0934168</u></b>             |
| (State or other jurisdiction of<br>incorporation) | (Commission File Number) | (IRS Employer Identification<br>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))
-

**Item 8.01. Other Events.**

On February 21, 2008, New York Mortgage Trust, Inc. (the "Company") completed the issuance and sale of 15.0 million shares of its common stock, \$0.01 par value per share, at a price of \$4.00 per share, to certain accredited investors (as such term is defined in Rule 501 of Regulation D of the Securities Act of 1933, as amended). The Company received net cash proceeds of approximately \$57.0 million from this offering, after payment of private placement fees, but before expenses.

---

**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: February 26, 2008

By: /s/ Steven R. Mumma

---

Steven R. Mumma  
Chief Financial Officer