

NEW YORK MORTGAGE TRUST INC

Form 8-K

February 10, 2006

**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): February 10, 2006
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 5.03. Amendments to Articles of Incorporation or By Laws; Change in Fiscal Year.

Effective February 10, 2006, the Board of Directors of New York Mortgage Company, Inc. (the Company) amended the Company s Bylaws to allow the annual meeting of the stockholders to be held by the end of June each year on a date and at a time set by the Board of Directors. Prior to this amendment, the Bylaws required the annual meeting of the stockholders to be held during the month of May each year.

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 10, 2006

By: /s/ Michael I. Wirth
Michael I. Wirth
Executive Vice President
and Chief Financial Officer