

NEW YORK MORTGAGE TRUST INC
Form 8-K
March 31, 2009

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): March 25, 2009

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.) |

52 Vanderbilt Avenue, Suite 403
New York, New York 10017
(Address and zip code of
principal executive offices)

Registrant's telephone number, including area code: (212) 792-0107

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 5.02. Departure of Directors or Certain Officers; Election of Directors; Appointment of Certain Officers; Compensatory Arrangements of Certain Officers.

On March 25, 2009, David R. Bock, a director of New York Mortgage Trust, Inc. (the “Company”) notified the Board of Directors of the Company that he has elected to not stand for reelection as a director nominee at the Company’s Annual Meeting of Stockholders to be held in June 2009 (the “2009 Annual Meeting”). Mr. Bock’s retirement from the Board of Directors will become effective as of the end of his term, which will occur at the 2009 Annual Meeting. Until such time, Mr. Bock will continue to serve as a director of the Company, a member of the Nominating and Corporate Governance Committee and as the chairman of the Audit Committee. Mr. Bock’s decision to not seek reelection was not the result of any disagreement with the Company.

Item 7.01. Regulation FD Disclosure.

The Company issued a press release on March 31, 2009 announcing Mr. Bock’s retirement from the Board of Directors of the Company, a copy of which is furnished herewith as Exhibit 99.1 and incorporated by reference herein.

Item 9.01 Financial Statements and Exhibits.

(d) Exhibits. The following exhibit is being furnished herewith this Current Report on Form 8-K.

| | |
|------|--------------------------------------|
| 99.1 | Press Release, dated March 31, 2009. |
|------|--------------------------------------|

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.

NEW YORK MORTGAGE TRUST, INC.
(Registrant)

Date: March 31, 2009

By: /s/ Steven R. Mumma
Steven R. Mumma
Chief Executive Officer

EXHIBIT INDEX

Exhibit Number Description

99.1 Press Release, dated March 31, 2009.
