

NEW YORK MORTGAGE TRUST INC
 Form 4
 October 12, 2010

FORM 4

UNITED STATES SECURITIES AND EXCHANGE COMMISSION
 Washington, D.C. 20549

OMB APPROVAL

OMB Number: 3235-0287
 Expires: January 31, 2005
 Estimated average burden hours per response... 0.5

Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

(Print or Type Responses)

1. Name and Address of Reporting Person *
 Harvest Capital Strategies LLC

2. Issuer Name and Ticker or Trading Symbol
 NEW YORK MORTGAGE TRUST INC [NYMT]

5. Relationship of Reporting Person(s) to Issuer
 (Check all applicable)

(Last) (First) (Middle)
 600 MONTGOMERY STREET, SUITE 2000
 (Street)

3. Date of Earliest Transaction (Month/Day/Year)
 10/07/2010

____ Director
 ____ Officer (give title below)
 10% Owner
 ____ Other (specify below)

SAN FRANCISCO, CA 94111

4. If Amendment, Date Original Filed(Month/Day/Year)

6. Individual or Joint/Group Filing(Check Applicable Line)
 Form filed by One Reporting Person
 Form filed by More than One Reporting Person

(City) (State) (Zip)

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

1. Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transaction Code (Instr. 8)	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5)	5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)
				(A) or (D)	Price		
Common Stock	10/12/2010		P	4,000	A \$ 6.28	174,100	I See Footnote 1 ⁽¹⁾
Common Stock	10/11/2010		P	800	A \$ 6.49	170,100	I See Footnote 1 ⁽¹⁾
Common Stock	10/08/2010		P	77,800	A \$ 6.49	169,300	I See Footnote 1 ⁽¹⁾
Common Stock	10/07/2010		P	9,000	A \$ 6.41	91,500	I See Footnote 1 ⁽¹⁾
Common Stock						10,952 ⁽²⁾	I By Harvest Mortgage

Edgar Filing: NEW YORK MORTGAGE TRUST INC - Form 4

owner for purposes of Section 16 or any other purposes.

- (2) Harvest Mortgage Opportunity Partners, L.P. acquired 21,903 shares of common stock in the open market and subsequently, on May 27, 2008, the Issuer effected a one-for-two reverse stock split of its Common Stock.

The Reporting Person has investment control over these securities as investment advisor to this entity, but disclaims beneficial ownership

- (3) of these securities and this report shall not be an admission that the reporting person is the beneficial owner for purposes of Section 16 or any other purposes.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure.

Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.