

NEW YORK COMMUNITY BANCORP INC
Form 8-K
February 03, 2004

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): January 26, 2004

NEW YORK COMMUNITY BANCORP, INC.

(Exact name of registrant as specified in its charter)

Delaware
(State or other jurisdiction of
incorporation or organization)

1-31565
Commission File Number

06-1377322
(I.R.S. Employer
Identification No.)

615 Merrick Avenue, Westbury, New York 11590

(Address of principal executive offices)

Registrant's telephone number, including area code: **(516) 683-4100**

Not applicable

(Former name or former address, if changed since last report)

CURRENT REPORT ON FORM 8-K

Item 1. Changes in Control of Registrant

Not applicable.

Item 2. Acquisition or Disposition of Assets

Not applicable.

Item 3. Bankruptcy or Receivership

Not applicable.

Item 4. Changes in Registrant's Certifying Accountant

Not applicable.

Item 5. Other Events and Regulation FD Disclosure

On January 26, 2004, New York Community Bancorp, Inc. (the Company) entered into an underwriting agreement (the Underwriting Agreement) with Bear, Stearns & Co. Inc. for the issuance and sale of approximately 10 million shares of the Company's common stock, generating proceeds of approximately \$400.0 million pursuant to the Registration Statement on Form S-3 (Commission File No. 333-105350) (the Registration Statement) that was filed with the Securities and Exchange Commission (the SEC) on May 16, 2003. The Company filed with the SEC, pursuant to Rule 424(b)(5) under the Securities Act of 1933, as amended, a definitive prospectus supplement with respect to the offering. Attached hereto as Exhibit 1(a) is the underwriting agreement.

Item 6. Resignations of Registrant's Directors

Not applicable.

Item 7. Financial Statements and Exhibits

(a) Financial statements of business acquired are required: None

(b) Pro forma financial information: None

(c) Exhibits:

Exhibit 1(a) Underwriting Agreement

Item 8. Change in Fiscal Year

Not applicable.

Item 9. Regulation FD Disclosure

Not applicable.

Item 10. Amendments to the Registrant's Code of Ethics, or Waiver of a Provision of the Code of Ethics

Not applicable.

Item 11. Temporary Suspension of Trading Under Registrant's Employee Benefit Plans

Not applicable.

Item 12. Results of Operations and Financial Condition

Not applicable.

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.

Date: February 2, 2004

NEW YORK COMMUNITY BANCORP, INC.

/s/ Mark A. Ricca

Mark A. Ricca

Executive Vice President and

General Counsel

EXHIBIT INDEX

| <u>Exhibit No.</u> | <u>Description</u> |
|--------------------|------------------------|
| Exhibit 1(a) | Underwriting Agreement |