

BERKSHIRE INCOME REALTY INC

Form 8-K

August 17, 2004

**REGISTRATION AND REPORTING UNDER
THE SECURITIES EXCHANGE ACT OF 1934
CURRENT REPORTS ON FORM 8-K**

**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): August 13, 2004

Berkshire Income Realty, Inc.
(Exact name of registrant as specified in its charter)

Maryland
(State or other jurisdiction of incorporation or organization)

001-31659
(Commission File Number)

32-0024337
(I.R.S. Employer Identification No.)

One Beacon Street, Boston, Massachusetts
(Address of principal executive offices)

02108
(Zip Code)

Registrant's telephone number, including area code: (617) 523-7722

Not applicable
(Former name or former address, if changed since last report)

Item 12. Results of Operations and Financial Condition

On August 13, 2004, the Registrant issued a press release announcing its financial results for the second quarter ended June 30, 2004. The text of the press release is attached hereto as Exhibit 99.1 and is incorporated by reference herein.

This information, including the exhibits attached hereto, shall not be deemed filed for any purpose, including for the purposes of Section 18 of the Securities Exchange Act of 1934, as amended (the Exchange Act), or otherwise subject to the liabilities of that Section. The information in this Current Report on Form 8-K shall not be deemed incorporated by reference into any filing under the Securities Act of 1933, as amended, or the Exchange Act regardless of any general incorporation language in such filing.

SIGNATURES

Pursuant to the requirements of the Securities and Exchange Act of 1934, the Company has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

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Berkshire Income Realty, Inc.

Date: August 17, 2004

/s/ David C. Quade

Name: David C. Quade

Title: President and Chief

Financial Officer