

DYNEX CAPITAL INC  
Form 8-K  
June 30, 2008

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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): June 26, 2008

DYNEX CAPITAL, INC.  
(Exact name of registrant as specified in its charter)

|   |                                    |  |
|---|------------------------------------|--|
| Virginia<br>(State or other jurisdiction<br>of incorporation) | 1-9819<br>(Commission File Number) | 52-1549373<br>(IRS Employer<br>Identification No.) |
|---|------------------------------------|--|

|  |                     |
|--|---------------------|
| 4551 Cox Road, Suite 300<br>Glen Allen, Virginia<br>(Address of principal executive offices) | 23060<br>(Zip Code) |
|--|---------------------|

Registrant's telephone number, including area code: (804) 217-5800

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

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 (see General Instruction A.2. below):

- 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 Other Events.  
8.01

On June 27, 2008, Dynex Capital, Inc. (the “Company”) issued a press release announcing a favorable decision by the United States Court of Appeals for the Second Circuit in the matter of Teamsters Local 445 Freight Division Pension Fund v. Dynex Capital, Inc., et al.

A copy of the Company’s press release is attached as Exhibit 99.1 to this report and is incorporated by reference into this Item 8.01.

Item Financial Statements and Exhibits.  
9.01.

(d) Exhibits.

99.1 Press release dated June 27, 2008.

SIGNATURES

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.

DYNEX CAPITAL, INC.

Date: June 27, 2008

By: /s/ Stephen J. Benedetti  
Stephen J. Benedetti  
Executive Vice President, Chief  
Operating Officer and Chief Financial  
Officer

EXHIBIT INDEX

Exhibit

Number      Exhibit

99.1          Press release dated June 27, 2008.