

STERLING BANCORP  
Form 8-K  
October 28, 2009  
UNITED STATES

**SECURITIES AND EXCHANGE COMMISSION**

Washington, DC 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) October 27, 2009

Commission File Number: 1-5273-1

(Exact name of Registrant as specified in its charter)	<b>Sterling Bancorp</b>
New York (State of other jurisdiction of incorporation)	<b>13-2565216 (IRS Employer Identification No.)</b>
<b>650 Fifth Avenue, New York, New York</b> (Address of principal executive offices)	<b>10019-6108 (Zip Code)</b>
(Registrant's telephone number, including area code)	<b>(212) 757- 3300</b>
	<b>N/A</b>
(Former name, former address and former fiscal year, if changed since last report)	

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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))
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**ITEMS 2.02 AND 7.01**

**RESULTS OF OPERATIONS AND FINANCIAL CONDITION AND REGULATION FD DISCLOSURE**

On October 27, 2009 the Company announced its financial results for the third quarter ended September 30, 2009. The Company's press release announcing these results and containing certain other information is included as Exhibit 99.1

**ITEM 9.01**

**FINANCIAL STATEMENTS AND EXHIBITS**

(d) Exhibits

99.1 Press release dated October 27, 2009. The press release is furnished pursuant to Items 2.02 and 7.01, except that the unaudited consolidated balance sheet as of September 30, 2009 and unaudited consolidated statements of income, comprehensive income and changes in shareholders' equity for the three and nine months ended September 30, 2009 on pages 9, 10, 11 and 12 of the press release shall be deemed "filed" for purposes of the Securities Exchange Act of 1934 rather than furnished pursuant to General Instruction B.2 of Form 8-K.

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**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: October 28, 2009

BY: /s/ JOHN W. TIETJEN  
JOHN W. TIETJEN  
Executive Vice President  
and Chief Financial Officer

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