Schreiber Ryan Form 3 January 13, 2012

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

**OMB APPROVAL** 

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INITIAL STATEMENT OF 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 \*

Schreiber Ryan

(Last)

(First) (Middle)

Statement

(Month/Day/Year)

01/13/2012

2. Date of Event Requiring 3. Issuer Name and Ticker or Trading Symbol

New York & Company, Inc. [NWY]

450 WEST 33RD ST - 5TH FLR

(Street)

4. Relationship of Reporting Person(s) to Issuer

Director

5. If Amendment, Date Original

Filed(Month/Day/Year)

(Check all applicable)

VP & General Counsel

6. Individual or Joint/Group

Filing(Check Applicable Line) \_X\_ Form filed by One Reporting

\_X\_\_ Officer Other (give title below) (specify below)

10% Owner

Person

Form filed by More than One

Reporting Person

NEW YORK, NYÂ 10001

(City) (State)

1. Title of Security (Instr. 4)

(Zip)

Table I - Non-Derivative Securities Beneficially Owned 2. Amount of Securities

Beneficially Owned (Instr. 4)

Ownership Form:

Direct (D) or Indirect (I)

4. Nature of Indirect Beneficial

Ownership (Instr. 5)

(Instr. 5)

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

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SEC 1473 (7-02)

Table II - Derivative Securities Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

Title

1. Title of Derivative Security (Instr. 4)

2. Date Exercisable and (Month/Day/Year)

**Expiration Date** 

3. Title and Amount of Securities Underlying **Derivative Security** (Instr. 4)

4. Conversion or Exercise

5. Ownership Form of Derivative Security:

6. Nature of Indirect Beneficial

Ownership

(Instr. 5)

Price of Derivative Security

Direct (D) or Indirect (I)

Amount or Number of

(Instr. 5)

Expiration Date Exercisable Date

Shares

#### Edgar Filing: Schreiber Ryan - Form 3

Options to purchase common stock	(1)	04/15/2021	Common Stock	4,000	\$ 6.89	D	Â
Stock Appreciation Rights	(2)	04/01/2020	Common Stock	7,500	\$ 4.79	D	Â
Options to Purchase Common Stock	(3)	04/02/2017	Common Stock	1,561	\$ 3.28	D	Â
Options to Purchase Common Stock	(4)	03/15/2016	Common Stock	1,061	\$ 3.28	D	Â
Options to Purchase Common Stock	(5)	03/19/2018	Common Stock	6,000	\$ 4.74	D	Â

## **Reporting Owners**

Reporting Owner Name / Address	Relationships				
reporting of mor runner, runners	Director	10% Owner	Officer	Other	
Schreiber Ryan 450 WEST 33RD ST - 5TH FLR NEW YORK, NY 10001	Â	Â	VP & General Counsel	Â	

# **Signatures**

Sheamus Toal, attorney in fact /s/ Sheamus Toal

01/13/2012

\*\*Signature of Reporting Person Date

### **Explanation of Responses:**

- \* If the form is filed by more than one reporting person, see Instruction 5(b)(v).
- \*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- (1) On April 15, 2011, the reporting person was awarded options to purchase common stock which are scheduled to cliff vest on April 15, 2014.
- (2) On April 1, 2010, the reporting person was awarded stock appreciation rights (SARs) which are scheduled to cliff vest on April 1, 2013.
- (3) On June 29, 2009, the reporting person was awarded options to purchase common stock which become exercisable on the following dates: 1,171 shares on June 29, 2011 and 390 shares on April 2, 2012.
- (4) On June 29, 2009, the reporting person was awarded options to purchase common stock which become exercisable on June 29, 2011.
- On March 19, 2008, the reporting person was awarded options to purchase common stock which become exercisable in four annual (5) installments on the following dates: 1,500 shares on March 19, 2009; 1,500 shares on March 19, 2010; 1,500 shares on March 19, 2011; and 1,500 shares on March 19, 2012.

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.

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