

AMERICA FIRST APARTMENT INVESTORS INC
Form 8-K
May 08, 2007

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):

May 7, 2007

America First Apartment Investors, Inc.

(Exact name of registrant as specified in its charter)

Maryland

000-49986

470858301

(State or other jurisdiction
of incorporation)

(Commission
File Number)

(I.R.S. Employer
Identification No.)

Suite 100, 1004 Farnam Street, Omaha,
Nebraska

68102

(Address of principal executive offices)

(Zip Code)

Registrant's telephone number, including area code:

(402) 557-6360

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:

- ☐ 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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Item 2.02 Results of Operations and Financial Condition.

On May 7, 2007, America First Apartment Investors, Inc. issued a press release announcing America First Apartment Investors, Inc.'s financial results for the first quarter ended March 31, 2007. A copy of the press release is being furnished herewith as Exhibit 99 to this Current Report on Form 8-K.

The information referenced in this Current Report on Form 8-K (including Exhibit 99 referenced in Item 9.01 below) is being "furnished" under "Item 2.02. Results of Operations and Financial Condition" and, as such, shall not be deemed to be "filed" 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 set forth in this Current Report on Form 8-K (including Exhibit 99 referenced in Item 9.01 below) shall not be incorporated by reference into any registration statement or other document pursuant to the Securities Act of 1933, as amended (the "Securities Act"), except as shall be expressly set forth by specific reference in such filing.

Item 8.01 Other Events.

Additional Information and Where to Find It

The Company has filed a proxy statement with the SEC in connection with its 2007 annual meeting of shareholders. The Company, its directors and certain of its officers may be deemed, under the SEC's rules, to be participants in a solicitation of proxies from the Company's shareholders in connection with the 2007 annual meeting of shareholders. Information regarding those directors and officers and their respective interests is set forth in the proxy statement.

The proxy statement and other documents filed by the Company with the SEC are available free of charge at the SEC's website (www.sec.gov). Investors should read the proxy statement because it contains important information.

Item 9.01 Financial Statements and Exhibits.

(99) Press release dated May 7, 2007, announcing America First Apartment Investors, Inc.'s financial results for the quarter ended March 31, 2007.

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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.

America First Apartment Investors, Inc.

May 8, 2007

By: */s/ John H. Cassidy*

Name: John H. Cassidy

Title: President and Chief Executive Officer

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Exhibit Index

Exhibit No.	Description
99	Press release dated May 7, 2007, announcing America First Apartment Investors, Inc.'s financial results for the quarter ended March 31, 2007.