

PICCOLI KEVIN C  
Form 4  
February 09, 2006

**FORM 4**

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

OMB APPROVAL

OMB Number: 3235-0287  
Expires: January 31, 2005  
Estimated average burden hours per response... 0.5

Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

**STATEMENT OF CHANGES IN 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 \*  
PICCOLI KEVIN C

2. Issuer Name and Ticker or Trading Symbol  
BANK OF NEW YORK CO INC  
[BK]

5. Relationship of Reporting Person(s) to Issuer  
  
(Check all applicable)

(Last) (First) (Middle)

3. Date of Earliest Transaction  
(Month/Day/Year)  
05/05/2005

\_\_\_ Director \_\_\_ 10% Owner  
 Officer (give title below) \_\_\_ Other (specify below)  
Chief Auditor

THE BANK OF NEW YORK, ONE  
WALL STREET  
  
(Street)

4. If Amendment, Date Original Filed(Month/Day/Year)

6. Individual or Joint/Group Filing(Check Applicable Line)  
 Form filed by One Reporting Person  
\_\_\_ Form filed by More than One Reporting Person

NEW YORK, NY 10286

(City) (State) (Zip)

**Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned**

1. Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transaction Code (Instr. 8)	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5)	5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)		
			Code	V	Amount	(A) or (D)	Price		
Common Stock (Par Value \$7.50)	05/05/2005		L	V	48.07	A	\$ 27.1719	16,341.05	D
Common Stock (Par Value \$7.50)	05/05/2005		L	V	1.83	A	\$ 28.6021	16,342.88	D
Common Stock (Par Value)	06/01/2005		L	V	36.22	A	\$ 27.6119	16,379.1	D

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\$7.50)								
Common Stock (Par Value \$7.50)	07/01/2005	L	V	36.32	A	\$ 27.5348	16,415.42	D
Common Stock (Par Value \$7.50)	08/04/2005	L	V	46.4	A	\$ 29.0276	16,461.82	D
Common Stock (Par Value \$7.50)	08/04/2005	L	V	1.81	A	\$ 30.5554	16,463.63	D
Common Stock (Par Value \$7.50)	09/01/2005	L	V	34.28	A	\$ 29.1691	16,497.91	D
Common Stock (Par Value \$7.50)	10/03/2005	L	V	53.77	A	\$ 27.8942	16,551.69	D
Common Stock (Par Value \$7.50)	11/04/2005	L	V	46.53	A	\$ 29.5534	16,598.21	D
Common Stock (Par Value \$7.50)	11/04/2005	L	V	1.79	A	\$ 31.1089	16,600.01	D
Common Stock (Par Value \$7.50)	12/01/2005	L	V	32.04	A	\$ 31.2137	16,632.05 <sup>(1)</sup>	D
Stock Units							8,495.07 <sup>(2)</sup>	D

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

**Persons who respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB control number.**

SEC 1474  
(9-02)

**Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned**  
(e.g., puts, calls, warrants, options, convertible securities)

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1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. Price of Derivative Security (Instr. 5)	9. Number of Derivative Securities Owned Following Transaction (Instr. 5)
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## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
PICCOLI KEVIN C THE BANK OF NEW YORK ONE WALL STREET NEW YORK, NY 10286			Chief Auditor	

## Signatures

Kevin C. Piccoli                      02/08/2006

\_\_Signature of                      Date  
Reporting Person

## Explanation of Responses:

- \* If the form is filed by more than one reporting person, *see* Instruction 4(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) Reporting person directly owns an additional 2,500 shares which were reported on a Form 4 dated June 22, 2005.
- Represents number of stock units held in employer's stock fund in The Bank of New York Company, Inc. Employee Savings and Investment Plan, formerly the Profit Sharing Plan, as of April 30, 2005. Reporting person has 9,494,892 stock units in employer's stock fund in The Bank of New York Company, Inc. Employee Savings and Investment Plan, as of November 30, 2005.

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.