

Power REIT  
Form 8-K  
August 29, 2017

**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): **August 29, 2017**

**POWER REIT**

(Exact name of registrant as specified in its charter)

**Maryland**

(State or other jurisdiction of incorporation)

**000-54560**

(Commission File Number)

**45-3116572**

(IRS Employer Identification No.)

**301 Winding Road**

**Old Bethpage, NY 11804**

(Address of principal executive offices and Zip Code)

Registrant's telephone number, including area code: **(212) 750-0371**

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))

**SECTION 8: OTHER EVENTS**

**Item 8.01 – Update on Litigation**

On August 29, 2017, the Registrant announced that it has received a ruling from the Third Circuit Court of Appeals affirming the ruling from the lower court. The Opinion of the Court and Judgment of the Court are attached as Exhibits 99.1 and 99.2, respectively.

**Item 9.01 Financial Statements and Exhibits.**

Exhibits

<b>Ex. No.</b>	<b>Description</b>
99.1	Opinion of the Court
99.2	Judgment

**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.

**POWER REIT**

Date: August 29, 2017 By: */s/ David H. Lesser*

David H. Lesser

Chairman of the Board and Chief Executive Officer

