

FIDELITY D & D BANCORP INC  
Form 8-K  
July 31, 2009

**UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION**

Washington, D.C. 20549

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**FORM 8-K**

**CURRENT REPORT**

**Pursuant to Section 13 or 15(d)  
of the Securities Exchange Act of 1934**

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**Date of Report (Date of earliest event reported): July 27, 2009**

**FIDELITY D & D BANCORP, INC.**

(Exact name of registrant as specified in its charter)

**Pennsylvania**  
(State or other jurisdiction of  
incorporation)

**333-90273**  
(Commission File  
Number)

**23-3017653**  
(IRS Employer  
Identification No.)

**Blakely and Drinker Streets, Dunmore, PA**  
(Address of principal executive offices)

**18512**  
(Zip Code)

**(570) 342-8281**

(Registrant's telephone number, including area code)

Date of Report (Date of earliest event reported): July 27, 2009

## Edgar Filing: FIDELITY D & D BANCORP INC - Form 8-K

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))
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**CURRENT REPORT ON FORM 8-K**

**Item 5.02 Departure of Directors or Certain Officers; Election of Directors; Appointment of Certain Officers; Compensatory Arrangements of Certain Officers.**

On July 31, 2009, Fidelity D & D Bancorp, Inc. (the Company) announced that Steven C. Ackmann, President and Chief Executive Officer of the Company and The Fidelity Deposit and Discount Bank (the Bank), the wholly-owned subsidiary of the Company resigned as an employee, officer and director of the Company and Bank on July 27, 2009 and effective August 31, 2009. The resignation was not the result of a disagreement with the Company on any matter relating to the Company's operations, policies or practices. In connection with his resignation, the Company expects to enter into a release agreement and consulting agreement with Mr. Ackmann.

The Company also announced the appointment of Patrick J. Dempsey, the Company's Chairman of the Board, as interim Chief Executive Officer.

The Company also announced the formation of a CEO search committee composed of the board of directors to oversee and administer the search process. No specific time frame for the process has been determined.

A press release is attached hereto as Exhibit 99.1 and is incorporated herein by reference.

**Item 9.01 Financial Statements and Exhibits**

(d) Exhibits

| <b>Exhibit Number</b> | <b>Description</b>                |
|-----------------------|-----------------------------------|
| 99.1                  | Press release dated July 31, 2009 |

**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this Current Report on Form 8-K to be signed on its behalf by the undersigned, thereunto duly authorized.

**FIDELITY D & D BANCORP, INC.**  
(Registrant)

Dated: July 31, 2009

/s/ Salvatore R. DeFrancesco, Jr.  
Salvatore R. DeFrancesco, Jr.  
Treasurer and Chief Financial Officer

**EXHIBIT INDEX**

| <b>Exhibit Number</b> | <b>Description</b>                 |
|-----------------------|------------------------------------|
| 99.1                  | Press release dated July 31, 2009. |

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