

Magyar Bancorp, Inc.
Form 8-K
February 19, 2013

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): February 14, 2013

MAGYAR BANCORP, INC.

(Exact Name of Registrant as Specified in Charter)

Delaware
(State or Other Jurisdiction)
of Incorporation)

0-51726
(Commission File No.)

20-4154978
(I.R.S. Employer
Identification No.)

400 Somerset Street, New Brunswick, New Jersey
(Address of Principal Executive Offices)

08901
(Zip Code)

Registrant's telephone number, including area code: (732) 342-7600

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 (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))

Item 5.07. Submission of Matters to a Vote of Security Holders

The 2013 Annual Meeting of Stockholders of Magyar Bancorp, Inc. (the “Company”) was held on February 14, 2013 (the “Annual Meeting”). The matters considered and voted on by the Company’s shareholders at the Annual Meeting and the vote of the shareholders was as follows:

Matter 1. The election of John S. Fitzgerald, Thomas Lankey and Joseph A. Yelencsics as directors of the Company, each to serve a three-year term and until his successor is elected and qualified.

| <u>Nominee</u> | <u>Shares Voted For</u> | <u>Shares Withheld</u> | <u>Broker Non-Votes</u> |
|----------------------|-------------------------|------------------------|-------------------------|
| John S. Fitzgerald | 4,636,690 | 143,392 | 51,028 |
| Thomas Lankey | 3,997,753 | 782,329 | 51,028 |
| Joseph A. Yelencsics | 4,071,906 | 708,176 | 51,028 |

Matter 2. The advisory, non-binding resolution to approve the compensation paid to the Company’s named executive officers.

| <u>For</u> | <u>Against</u> | <u>Abstain</u> | <u>Broker non-votes</u> |
|------------|----------------|----------------|-------------------------|
| 4,006,405 | 733,121 | 40,556 | 51,028 |

Matter 3. The resolution with respect to the frequency that stockholders will vote on the compensation paid to the Company’s named executive officers.

| <u>One Year</u> | <u>Two Years</u> | <u>Three Years</u> | <u>Abstain</u> | <u>Broker non-votes</u> |
|-----------------|------------------|--------------------|----------------|-------------------------|
| 881,775 | 70,241 | 3,773,408 | 53,515 | 51,028 |

Matter 4. The ratification of the appointment of ParenteBeard LLC as the Company's independent registered public accounting firm for the fiscal year ending September 30, 2013.

| <u>Shares Voted For</u> | <u>Shares Voted Against</u> | <u>Abstentions</u> | <u>Broker non-votes</u> |
|-------------------------|-----------------------------|--------------------|-----------------------------|
| 4,799,079 | 13,295 | 18,736 | — |

Item 9.01 Financial Statements and Exhibits

(a) Financial Statements of businesses acquired. Not Applicable.

(b) Pro forma financial information. Not Applicable.

(c) Shell Company Transactions. Not Applicable

(d) Exhibits.

None.

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.

MAGYAR BANCORP, INC.

DATE: February 19, 2013 By: /s/ John S. Fitzgerald
John S. Fitzgerald
President and Chief Executive Officer