

FS Bancorp, Inc.  
Form 8-K  
August 23, 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): August 23, 2013

FS BANCORP, INC.

(Exact name of registrant as specified in its charter)

|   |  |   |
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| Washington<br>(State or other jurisdiction<br>of incorporation) | 001-35589<br>(Commission<br>File Number) | 45-4585178<br>(I.R.S. Employer<br>Identification No.) |
|---|--|---|

|   |                     |
|---|---------------------|
| 6920 220th Street SW, Suite 200,<br>Mountlake Terrace, Washington<br>(Address of principal executive offices) | 98043<br>(Zip Code) |
|---|---------------------|

Registrant's telephone number, including area code: (425) 771-5299

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))

Item 2.02 Results of Operations and Financial Condition

On August 23, 2013, FS Bancorp, Inc., the parent corporation of 1st Security Bank of Washington, determined that it had not furnished its earnings release for the quarter ended March 31, 2013, the first quarter of the fiscal year ended December 31, 2013. A copy of the news release is attached hereto as Exhibit 99.1 and is incorporated herein by reference.

Item 9.01 Financial Statements and Exhibits

(d) Exhibits

The following exhibit is being furnished herewith and this list shall constitute the exhibit index:

99.1 Press release of FS Bancorp, Inc. dated April 29, 2013

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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.

Date: August 23, 2013

FS BANCORP, INC.

/s/Matthew D. Mullet  
Matthew D. Mullet  
Chief Financial Officer  
(Principal Financial and Accounting Officer)

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