

Magyar Bancorp, Inc.  
Form 11-K  
June 27, 2013  
UNITED STATES

SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, D.C. 20549

-----  
FORM 11-K

FOR ANNUAL REPORTS OF EMPLOYEE STOCK PURCHASE,  
SAVINGS AND SIMILAR PLANS PURSUANT TO  
SECTION 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

ANNUAL REPORT PURSUANT TO SECTION 15(d) OF  
THE SECURITIES EXCHANGE ACT OF 1934

For the year ended December 31, 2012

OR

TRANSITION REPORT PURSUANT TO SECTION 15(d) OF  
THE SECURITIES EXCHANGE ACT OF 1934

For the transition period from \_\_\_\_\_ to \_\_\_\_\_

Commission file number 000-51726  
-----

A. Full title of the plan and the address of the plan, if different from that of the issuer named below:

MAGYAR BANK 401 (k) PROFIT SHARING PLAN

B. Name of issuer of the securities held pursuant to the plan and the address of its principal executive office:

Magyar Bancorp, Inc.  
400 Somerset Street  
New Brunswick, NJ 08901



REQUIRED INFORMATION

The Magyar Bank 401 (k) Profit Sharing Plan (the “Plan”) is subject to the Employee Retirement Income Security Act of 1974 (“ERISA”). Therefore, in lieu of the requirements of Items 1-3 of Form 11-K, the following financial statements and schedules have been prepared in accordance with the financial reporting requirements of ERISA.

The following financial statements and schedules are filed as a part of this Annual Report on Form 11-K.

|   | Page<br>Number |
|---|----------------|
| (a) Financial Statements of the Plan  |                |
| Report of Independent Registered Public Accounting Firm   | 3              |
| Statements of Net Assets Available for Benefits as of<br>December 31, 2012 and 2011               | 4              |
| Statement of Changes in Net Assets Available for Benefits<br>for the Year Ended December 31, 2012 | 5              |
| Notes to Financial Statements   | 6              |
| (b) Schedule *  |                |
| Schedule of Assets (Held at End of Year) - Schedule H, Line 4i<br>as of December 31, 2012         | 16             |

\*Other schedules required by Section 2520.103-10 of the Department of Labor Rules and Regulations for Reporting and Disclosure under ERISA have been omitted because they are not applicable.

Report of Independent Registered Public Accounting Firm

The Plan Administrator and Participants  
Magyar Bank 401 (k) Profit Sharing Plan

We have audited the accompanying statements of net assets available for benefits of Magyar Bank 401(k) Profit Sharing Plan (the "Plan") as of December 31, 2012 and 2011, and the related statement of changes in net assets available for benefits for the year ended December 31, 2012. These financial statements are the responsibility of the Plan's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with standards of the Public Company Accounting Oversight Board (United States). Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the net assets available for benefits of Magyar Bank 401(k) Profit Sharing Plan as of December 31, 2012 and 2011, and the changes in its net assets available for benefits for the year ended December 31, 2012, in conformity with accounting principles generally accepted in the United States of America.

Our audits were performed for the purpose of forming an opinion on the basic financial statements taken as a whole. The supplemental schedule of assets (held at end of year) is presented only for the purpose of additional analysis and is not a required part of the basic financial statements but is supplementary information required by the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974. Such information is the responsibility of the Plan's management. The supplemental schedule has been subjected to the auditing procedures applied in the audits of the basic financial statements and in our opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole.

/s/ WithumSmith+Brown, PC

WithumSmith+Brown, PC  
Somerville, New Jersey  
June 25, 2013

Magyar Bank 401(k) Profit Sharing Plan

Statements of Net Assets Available for Benefits  
December 31, 2012 and 2011

| Assets   | 2012        | 2011        |
|--|-------------|-------------|
| Investments:                                   |             |             |
| Interest-bearing cash                          | \$48        | \$22,783    |
| Insurance co. general account, at fair value   | 536,959     | 502,809     |
| Registered investment companies, at fair value | 2,648,027   | 2,284,077   |
| Employer-related security fund, at fair value  | 247,406     | 203,787     |
| Total investments                              | 3,432,440   | 3,013,456   |
| Receivables:                                   |             |             |
| Notes receivable from participants             | 135,627     | 134,155     |
| Total receivables                              | 135,627     | 134,155     |
| Total assets                                   | 3,568,067   | 3,147,611   |
| Net assets available for benefits              | \$3,568,067 | \$3,147,611 |

See Accompanying Notes to Financial Statements

Magyar Bank 401(k) Profit Sharing Plan

Statement of Changes Net Assets Available for Benefits  
December 31, 2012

Additions:

Investment Income:

|   |           |
|---|-----------|
| Net appreciation in fair value of investments | \$394,617 |
| Dividend income                               | 50,224    |
| Other interest                                | 8,771     |

|                       |         |
|-----------------------|---------|
| Total investment gain | 453,612 |
|-----------------------|---------|

Contributions:

|                     |         |
|---------------------|---------|
| Employee            | 294,813 |
| Total contributions | 294,813 |

|  |       |
|--|-------|
| Interest on notes receivable from participants | 5,963 |
|--|-------|

|                 |         |
|-----------------|---------|
| Total additions | 754,388 |
|-----------------|---------|

Deductions:

|                               |         |
|-------------------------------|---------|
| Distributions to participants | 315,969 |
| Deemed distributions          | 109     |
| Administrative expenses       | 17,854  |
| Total deductions              | 333,932 |

|                           |         |
|---------------------------|---------|
| Net increase for the year | 420,456 |
|---------------------------|---------|

|  |           |
|--|-----------|
| Net assets available for benefits, beginning of year | 3,147,611 |
|--|-----------|

|  |             |
|--|-------------|
| Net assets available for benefits, end of year | \$3,568,067 |
|--|-------------|

See Accompanying Notes to Financial Statements

MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 1 - General description of the Plan:

The following brief description of the Magyar Bank 401(k) Profit Sharing Plan (the "Plan") is provided for purposes of general information only. Participants should refer to the Plan document for more complete information.

General:

The Plan was established effective March 1, 1994. The Plan is a participant-directed defined contribution plan covering substantially all employees, as defined, with Magyar Bank and its subsidiaries (the "Bank"), which elect to participate in the Plan. The Bank is a wholly-owned subsidiary of Magyar Bancorp, Incorporated. The Plan is subject to the provisions of the Employee Retirement Income Security Act of 1974 (ERISA).

Eligibility:

The Plan covered all eligible employees of the Bank who had attained 18 years of age upon their first day of employment from January 1, 2011 to July 31, 2012. Effective August 1, 2012, the Plan covered all eligible employees of the Bank who have attained 18 years of age, and have been employed with the Bank for three (3) months and 250 hours.

Contributions:

As of April 2, 2007, participants may contribute up to 80% of their gross earnings, as defined by the Plan document, up to the maximum permitted by IRS limitations. Contributions of gross earnings may be either before-tax or after-tax dollars. Participants may also contribute amounts representing distributions from other qualified benefit or contribution plans (known as rollover contributions).

Participating employees age 50 and above may elect to make "Catch Up" pre-tax contributions to the Plan above the Plan's maximum. The maximum additional Catch Up contribution was \$5,500 during both the 2012 and 2011 Plan years. Effective January 1, 2007, Plan provisions allowed for the automatic enrollment of all eligible participants upon entry into the Plan of 3% of the participant's eligible compensation, which will be invested into a qualified default investment option determined by the Plan Sponsor. Participants have the option to change the automatic enrollment deferral percentages and increases.

The Bank has the option to make a discretionary contribution. The employer contribution was 0% during the 2012 and 2011 Plan years.

Notes receivable from participants:

Notes receivable from participants are measured at their unpaid principal balance, plus any accrued but unpaid interest. Delinquent participant loans are reclassified as distributions based upon the terms of the plan document.

MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 1 - General description of the Plan (continued):

Participants may borrow from their individual participant accounts up to a maximum of the lesser of \$50,000 or 50% of the market value of their vested balance. The interest rate used in calculating repayments is the prime rate plus one percentage point at the time of the loan and rates on all loans as of December 31, 2012 were all 4.25%. The interest rate is fixed at the time of loan origination and remains unchanged for the life of the loan. The interest paid by the participant is credited to the participant's retirement savings account. The loans have maturities up to five years or up to thirty years for the purchase of a principal residence. No allowance for losses is deemed necessary by Plan Management as loan repayments for principal and interest are made ratably as individual payroll deductions during each regularly scheduled pay period and are secured by the Participants' account balances. Loan transactions are treated as a transfer to (from) the respective fund from (to) the participant's loans receivable fund.

Investments:

Employees may elect to have their contributions and the applicable matching Bank contributions invested in one of the various funds offered by the Plan.

Participant accounts:

Each participant's account is credited with the participant's pre-tax and after-tax contributions, the Bank's matching contributions and an allocation of Plan earnings. Plan earnings are allocated to participants based on each participant's share balance as a percentage of the Plan's total share balances. The benefit to which a participant is entitled is the benefit provided from the participant's vested account.

Vesting:

The employees are always 100% vested with respect to their own contributions. The Bank contributions, together with the earnings or losses on these contributions, will be available to the employees at the time of withdrawal only to the extent they are vested. All Bank contributions will become fully vested in the event of a participant's death, early retirement at age 55, total and permanent disability, or the attainment of age 65 (normal retirement date). Effective January 1, 2007, Bank matching contributions for each year will vest at the rate of 20% per year of service for the first five years of service and employer non-matching contributions will vest 100% immediately. After an employee has attained five years of service, all current and future contributions are immediately vested.



MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 1 - General description of the Plan (continued):

Payments of benefits:

Once reaching the age of 59-1/2, a participant can withdraw all pre-tax contributions including earnings for any reason. A partial or total withdrawal (including vested Bank contributions) of a participant's after-tax contributions may be made on any valuation date or as soon as administratively feasible thereafter. In addition, participants may withdraw pre-tax contributions in the event of a financial hardship in the amount equal to their immediate financial need. Hardship withdrawals will be processed as soon as administratively feasible and in most cases the withdrawal will be subject to Federal income taxes.

Administrative expenses:

Expenses incurred in the administration of the Plan and the trust are generally charged to and paid by the Plan sponsor and are not included in the accompanying financial statements. Fees pertaining to specific participant transactions are paid by the Plan to the trustee and record keeper through participant deductions and are reflected as administrative expenses. In addition, certain investment related expenses are reflected as a reduction of net investment income and are not readily determinable.

Plan administration:

The Plan is administered by the 401 (k) Investment Committee appointed by the Bank's Board of Directors.

Forfeitures:

Forfeitures of non-vested participants' accounts are retained in the Plan and may be used to reduce future employer contributions or to offset administrative fees. During 2012 and 2011, non-vested forfeitures amounted to \$358 and \$13,790, respectively. The Plan did not use previously forfeited amounts to fund employer contributions in 2012 or 2011. The Plan used \$13,007 and \$9,098 to offset administrative fees in 2012 and 2011, respectively. In addition, \$10,087 was allocated to participants in 2012 in accordance with Plan documents. The balance of the forfeited funds held by the Plan at December 31, 2012 and 2011 was \$48 and \$22,783, respectively.

Plan termination:

The Bank anticipates and believes that the Plan will continue without interruption, but reserves the right to continue or amend the Plan, revise the rate of Bank contributions or terminate the Plan at any time. If terminated, participants would become 100% vested in their accounts and the assets of the Plan will be distributed to the participants and beneficiaries in the order and manner prescribed in ERISA.

Basis of accounting:

The accompanying financial statements are prepared on the accrual basis of accounting. Under this method of accounting, contributions and investment income are recorded when earned and expenses are recorded when incurred.

MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 2 - Summary of significant accounting policies:

Use of estimates:

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of assets, liabilities and changes therein, and disclosure of contingent assets and liabilities. Actual results could differ from those estimates.

Investment valuation and fair value measurements:

The Plan's investments are recorded in accordance with ASC 820, which established a framework for measuring fair value. ASC 820 clarifies that fair value is an estimate of the exit price, representing the amount that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants (i.e., the exit price at the measurement date). That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (level 1 measurements) and the lowest priority to unobservable inputs (level 3 measurements). The three levels of the fair value hierarchy under ASC 820 are described below:

Level 1: Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Plan has the ability to access.

Level 2: Inputs to the valuation methodology include:

- Quoted prices for similar assets or liabilities in active markets;
- Quoted prices for identical or similar assets or liabilities in inactive markets;
- Inputs other than quoted prices that are observable for the asset or liability;
- Inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Level 3: Inputs to the valuation methodology that are unobservable and significant to the fair value measurement.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the most observable level of any input that is significant to the fair value measurement. Valuation techniques were used to maximize the use of observable inputs and minimize the use of unobservable inputs.



MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 2 - Summary of significant accounting policies (continued):

Following is a description of the valuation methodologies used for assets measured at fair value. There have been no changes in the methodologies used at December 31, 2012 and 2011.

Employer-related security fund: The Plan holds an investment fund, which consists primarily of employer-related securities. State Street Bank is the fund's custodian, and is paid related custodial fees. As of December 31, 2012, Magyar Bancorp, Inc. common stock represented approximately 96% of the fund's assets, and the remaining 4% consisted of cash. While Magyar Bancorp, Inc. common stock is publically traded, the units of this Magyar Bank Employer Stock Fund (the "Fund") are only available to the participants of this Plan. This fund is valued at the net asset value ("NAV") of the units held by the Plan at year end as calculated by the Custodian of the fund. The fair value of this fund is considered to be a level 2 measurement, since the fair value is based on a comparison of the Plan sponsor's publically traded stock value.

Mutual funds: Valued at the NAV of shares held by the Plan at year end as reported on the active market on which the fund is traded and are therefore valued using level 1 measurement.

Insurance co. general account: Contract value is the relevant measurement attribute for that portion of the net assets available for benefits of a defined-contribution plan attributable to fully benefit-responsive investment contracts because contract value is the amount participants would receive if they were to initiate permitted transactions under the terms of the contract. The contract values are determined daily based on the fair values of the underlying investments, including separate accounts under group annuity contracts and all mutual funds under net asset value custodian agreements. The fair value of the contract is considered to be a level 2 measurement since its value is based on similar contracts with similar interest rates.

The methods described above may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, while the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

Investment income recognition:

With respect to mutual funds, the Plan shares in the gains or losses according to the percent of the Plan's assets to the total assets of the fund. Purchases and sales of securities are recorded on a trade-date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date.



MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 2 - Summary of significant accounting policies (continued):

Distributions:

Distributions to Plan participants are recorded when paid. The benefit distribution to which a participant is entitled is that benefit which can be provided from the participant's vested account balance.

Reclassifications:

Certain amounts previously reported in the 2011 financial statements have been reclassified to conform to 2012 classifications. These reclassifications had no effect on the Plan's net income or net assets available for benefits.

Recently adopted accounting pronouncements:

During the year the Plan adopted ASC Update 2011-04, "Amendments to Achieve Common Fair Value Measurements and Disclosure Requirements in U.S. GAAP and IFRSs" (ASC Update 2011-04). ASC Update 2011-04 amends fair value measurement and disclosure requirements in U.S. generally accepted accounting principles ("GAAP") for the purpose of improving the comparability of fair value measurements presented and disclosed in financial statements prepared in accordance with U.S. GAAP and International Financial Reporting Standards (IFRS). Among the amendments in ASC Update 2011-04 are expanded disclosure requirements that require entities to quantitatively disclose inputs used in Level 3 fair value measurements and to qualitatively disclose the sensitivity of fair value measurements to changes in unobservable inputs. The adoption of ASC Update 2011-04 did not impact the Plan's financial statements.

Note 3 - Investments:

The following table presents all investments that represented 5% or more of the Plan's net assets at respective year ends:

|                                      | December 31, |           |
|--------------------------------------|--------------|-----------|
|                                      | 2012         | 2011      |
| Insurance Company/General Account    | \$536,959    | \$502,809 |
| American Funds Fundamental Fund      | 290,846      | 229,933   |
| Magyar Bank Employer Stock Fund      | 247,406      | 203,787   |
| Fidelity Mid Cap Fund                | 234,229      | 197,305   |
| Fidelity Small Cap Fund              | 212,104      | 197,655   |
| Transamerica Diversified Equity Fund | 201,543      | 170,241   |
| Transamerica Core Bond Fund          | 189,621      | 176,043   |
| Transamerica Stock Indexed Fund      | 180,762      | *         |

\* Did not represent 5% or more of the Plan's 2011 net assets



MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 3 – Investments (continued):

During 2012, the Plan recognized interest income of \$14,734, which includes interest on notes receivable from participants of \$5,963 and other interest of \$8,771 on the insurance company general account. During 2012, the Plan's investments (including gains and losses on investments bought and sold, as well as held during the year) resulted in a net appreciation in value as follows:

|   |               |
|---|---------------|
| Net appreciation in fair value of registered investment companies | \$254,448     |
| Net appreciation in fair value of employer-related security fund  | 140,169       |
| <br>Total   | <br>\$394,617 |

Note 4 - Investment Contract with Insurance Company:

The Plan holds a benefit-responsive investment contract (insurance company/general account or Transamerica Stable Fund Account) with Transamerica Life Insurance Company (“Transamerica”), listed in the Statements of Net Assets Available for Benefits as Insurance co. general account. Transamerica maintains the contributions in a general account. As described in ASC 962-325, investment contracts held by a defined-contribution plan are required to be reported at fair value. However, contract value is the relevant measurement attribute for that portion of the net assets available for benefits of a defined-contribution plan attributable to fully benefit-responsive investment contracts because contract value is the amount participants would receive if they were to initiate permitted transactions under the terms of the contract. The contract values are determined daily based on the fair values of the underlying investments, including separate accounts under group annuity contracts and all mutual funds under net asset value (NAV) custodian agreements. The group annuity contracts held by the Plan meet the five conditions to be considered fully benefit-responsive. The investment custodian has determined that the fair value of the insurance company general account approximates its contract value at December 31, 2012 and 2011, therefore, no adjustment to contract value is required on the Statements of Net Assets Available for Benefits.

The average yield on the insurance company general account was 1.75% and 2.45% in years 2012 and 2011, respectively. The contract’s interest rate was reset monthly during 2012. Effective January 1, 2013 the contract’s interest rate will reset semi-annually. In case of a pending plan termination or contract discontinuance, the surrender value would be different than the contract value. The Plan’s administrator does not believe that the occurrence of any such event is probable. The contract has no stated maturity date, and the amount payable to Plan participants on demand is contract value.



MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 5 – Investment Valuation:

The following table sets forth by level within the fair value hierarchy, the Plan's assets at fair value as of December 31, 2012.

|                                 | Level 1     | Level 2   | Level 3 | Total       |
|---------------------------------|-------------|-----------|---------|-------------|
| Registered Investment Companies |             |           |         |             |
| Asset Allocation                | \$282,028   | \$-       | \$-     | \$282,028   |
| Bond                            | 559,316     | -         | -       | 559,316     |
| International                   | 296,670     | -         | -       | 296,670     |
| Small Equity                    | 263,419     | -         | -       | 263,419     |
| Medium Equity                   | 306,980     | -         | -       | 306,980     |
| Large Equity                    | 724,681     | -         | -       | 724,681     |
| Target Funds                    | 214,933     | -         | -       | 214,933     |
| Company Stock Fund              | -           | 247,406   | -       | 247,406     |
| Insurance co. general account   | -           | 536,959   | -       | 536,959     |
| Total investments at fair value | \$2,648,027 | \$784,365 | \$-     | \$3,432,392 |

The following table sets forth by level within the fair value hierarchy, the Plan's assets at fair value as of December 31, 2011.

|                                 | Level 1     | Level 2   | Level 3 | Total       |
|---------------------------------|-------------|-----------|---------|-------------|
| Registered Investment Companies |             |           |         |             |
| Asset Allocation                | \$224,974   | \$-       | \$-     | \$224,974   |
| Bond                            | 488,168     | -         | -       | 488,168     |
| International                   | 236,917     | -         | -       | 236,917     |
| Small Equity                    | 219,253     | -         | -       | 219,253     |
| Medium Equity                   | 255,514     | -         | -       | 255,514     |
| Large Equity                    | 622,586     | -         | -       | 622,586     |
| Target Funds                    | 236,665     | -         | -       | 236,665     |
| Company Stock Fund              | -           | 203,787   | -       | 203,787     |
| Insurance co. general account   | -           | 502,809   | -       | 502,809     |
| Total investments at fair value | \$2,284,077 | \$706,596 | \$-     | \$2,990,673 |



MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 6 – Party in Interest transactions:

Included with the Plan's investment alternatives are shares of an employer related security fund which holds stock of Magyar Bancorp, Inc. Transactions of these shares qualify as party-in-interest transactions. As of December 31, 2012 and 2011, the Plan held fair values of Magyar Bancorp, Inc. employer stock of \$247,406 and \$203,787, respectively.

Certain Plan investments are shares of mutual funds and an investment in a guaranteed investment insurance co. general account managed by Transamerica Life Insurance Co., which totaled \$536,959 and \$502,809 as of December 31, 2012 and 2011, respectively. Transamerica Life Insurance Co. and Diversified Investment Advisors are the Plan's record keepers. Additionally State Street Bank & Trust Co., the Custodian of the Plan's assets, manages the Plan's cash reserve account. Therefore, these transactions qualify as party-in-interest transactions.

Note 7 - Tax status of the Plan:

The IRS has determined and informed the Bank by a letter dated April 29, 2010, that the Plan and related trust are designed in accordance with applicable sections of the Internal Revenue Code ("IRC"). The Plan has been amended since receiving its latest opinion letter, however, the Plan administrator and tax counsel believe the Plan is currently designed and being operated in compliance with the applicable requirements of the Internal Revenue Code. Therefore, the Plan administrator believes the Plan is qualified and the related trust is tax-exempt.

Accounting principles generally accepted in the United States of America require Plan management to evaluate tax positions taken by the Plan and recognize a tax liability if the Plan has taken an uncertain position that more likely than not would not be sustained upon examination by the Internal Revenue Service. The Plan Administrator has analyzed the tax positions taken by the Plan, and has concluded that as of December 31, 2012 and 2011, there are no uncertain positions taken or expected to be taken that would require recognition of a liability or disclosure in the financial statements. The Plan is subject to routine audits by taxing jurisdictions; however, there are currently no audits for any tax periods in progress. The Plan Administrator believes it is no longer subject to income tax examinations for years prior to 2009. In addition, there have been no tax related interest or penalties for periods presented in these financial statements.

MAGYAR BANK  
401(k) PROFIT SHARING PLAN

NOTES TO FINANCIAL STATEMENTS

Note 8 - Concentration of risks and uncertainties:

The assets of the Plan are primarily financial instruments which are monetary in nature and concentrated in investment securities. As a result, interest rates have a more significant impact on the Plan's performance than the effects of general levels of inflation. Interest rates do not necessarily move in the same direction or in the same magnitude as the prices of goods and services as measured by the Consumer Price Index. Investments in funds are subject to risk conditions of the individual investment or fund objectives, stock market fluctuations, interest rates, economic conditions and world affairs. Due to uncertainties inherent in the estimations and assumptions process, it is at least reasonably possible that changes in these estimates and assumptions in the near term would be material to the financial statements.

Note 9 – Subsequent Events:

Beginning January 1, 2013, the employer made discretionary matching contributions of 50% of the first 2% of employees' elective contributions up to a maximum of 1% of gross earnings.

15

---

Edgar Filing: Magyar Bancorp, Inc. - Form 11-K

Magyar Bank 401k Profit Sharing Plan

EIN No.: 22-1085787, Plan No. 002

Schedule H, Line 4i - Schedule of Assets (Held At End of Year)

Plan Year Ending: 12/13/2012

| (a) | (b)<br>Identity of Issue, Borrower,<br>Lessor or Similar Party | (c)<br>Description of Investment, Including Maturity Date,<br>Rate of Interest, Par or Maturity Value | (e)<br>Current<br>Value |
|-----|--|---|-------------------------|
| *   | State Street Bank & Trust Co.                                  | Cash Reserve Account  | \$48                    |
| *   | Transamerica Life Insurance Co.                                | Insurance Company/General Account<br>GENERAL ACCOUNT TOTAL  | \$536,959<br>\$536,959  |
| *   | Magyar Bancorp, Inc.   | Employer Stock Fund<br>EMPLOYER STOCK FUND TOTAL  | \$247,406<br>\$247,406  |
|     | American Funds   | American Funds Fundamental Investor R3  | \$290,846               |
|     | American Funds   | American Funds New Perspective R3   | \$147,355               |
|     | Fidelity   | Fidelity Advisor Small Cap T  | \$212,104               |
|     | Fidelity   | Fidelity Advisor Stock Selector Mid Cap T   | \$234,229               |
|     | Franklin Templeton   | Franklin Small-Mid Cap Growth R   | \$72,751                |
|     | Franklin Templeton   | Franklin Small Cap Value R  | \$50,370                |
|     | Loomis Sayles  | Loomis Sayles Bond Admin  | \$110,426               |
|     | Franklin Templeton   | Mutual Quest A  | \$51,530                |
|     | Oppenheimer  | Oppenheimer International Growth A  | \$149,315               |
|     | PIMCO  | PIMCO Total Return R  | \$93,182                |
| *   | Transamerica   | Transamerica Multi Managed Balanced I   | \$171,923               |
| *   | Transamerica   | Transamerica Diversified Equity I   | \$201,543               |
| *   | Transamerica Partners Funds Group                              | Transamerica Partners Core Bond   | \$189,621               |
| *   | Transamerica Asset Allocation<br>Funds                         | Transamerica Asset Alloc - Intermed Horizon   | \$45,202                |
| *   | Transamerica Asset Allocation<br>Funds                         | Transamerica Asset Alloc - Long Horizon   | \$64,903                |
| *   | Transamerica Asset Allocation<br>Funds                         | Transamerica Asset Alloc - Short Horizon  | \$166,087               |
| *   | Transamerica Partners Funds Group                              | Transamerica Partners Stock Index Fund  | \$180,762               |
|     | Vanguard   | Vanguard Target Retirement Income   | \$1,650                 |
|     | Vanguard   | Vanguard Small Cap Index Signal   | \$945                   |
|     | Vanguard   | Vanguard Target Retirement 2010   | \$6,015                 |
|     | Vanguard   | Vanguard Target Retirement 2015   | \$37,140                |
|     | Vanguard   | Vanguard Target Retirement 2020   | \$43,639                |
|     | Vanguard   | Vanguard Target Retirement 2025   | \$27,134                |
|     | Vanguard   | Vanguard Target Retirement 2030   | \$381                   |
|     | Vanguard   | Vanguard Target Retirement 2035   | \$36,972                |
|     | Vanguard   | Vanguard Target Retirement 2040   | \$48,968                |
|     | Vanguard   | Vanguard Target Retirement 2045   | \$12,980                |
|     | Vanguard   | Vanguard Target Retirement 2055   | \$54                    |
|     |  | MUTUAL FUND TOTAL   | \$2,648,027             |
| *   | Participants   | Notes Receivable with interest rates of 4.25%   | \$135,627               |

TOTAL PLAN ASSETS

\$3,568,067

\* Indicates Party-In-Interest to the Plan

16

---

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the trustees (or other persons that administer the employee benefit plan) have duly caused this annual report to be signed on its behalf by the undersigned hereunto duly authorized.

Magyar Bank 401 (k) Profit Sharing Plan

/s/ John S. Fitzgerald

Date: June 25, 2013

President and Chief Executive Officer, Magyar Bancorp, Inc.

John S. Fitzgerald