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FSB Community Bankshares Inc
Form 8-K
September 25, 2008

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): September 24, 2008

FSB Community Bankshares, Inc.

(Exact name of registrant as specified in its charter)

United States	000-52751	74-3164710
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(State or other jurisdiction of incorporation)	(Commission File No.)	(IRS Employer Identification No.)

45 South Main Street, Fairport, New York	14450
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(Address of principal executive offices)	(Zip Code)

Registrant's telephone number, including area code: (585) 223-9080

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

(a) Not applicable.

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(b) Not applicable.

(c) Not applicable.

(d) Not applicable.

(e) Amended and Restated Employment Agreement. On September 24, 2008, Fairport Savings Bank (the "Bank") the wholly owned subsidiary of FSB Community Bankshares, Inc. (the "Company"), entered into an amended and restated employment agreement with Dana C. Gavenda, President and Chief Executive Officer of the Company and the Bank. The agreement was revised to comply with the requirements of Section 409A of the Internal Revenue Code.

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.

Exhibit No. -----	Description -----
10.1	Amended and Restated Employment Agreement for Dana C. Gavenda

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.

FSB COMMUNITY BANKSHARES, INC.

DATE: September 25, 2008

By: /s/ Dana C. Gavenda

Dana C. Gavenda
President and Chief Executive Officer

Exhibit 10.1