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1ST STATE BANCORP INC

Form 8-K

October 26, 2004

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UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, DC 20549

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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): October 25, 2004

1st State Bancorp, Inc.

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(Exact Name of Registrant as Specified in Charter)

|   |                             |   |
|---|-----------------------------|---|
| Virginia  | 0-25859                     | 56-2130744                              |
| -----   | -----                       | -----                                   |
| (State or Other Jurisdiction<br>of Incorporation) | (Commission<br>File Number) | (I.R.S. Employer<br>Identification No.) |

|  |            |
|--|------------|
| 445 S. Main Street, Burlington, North Carolina | 27215      |
| -----  | -----      |
| (Address of Principal Executive Offices)       | (Zip Code) |

Registrant's telephone number, including area code: (336) 227-8861

Not Applicable

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(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:

- 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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ITEM 2.02 RESULTS OF OPERATIONS AND FINANCIAL CONDITION  
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On October 25, 2004, 1st State Bancorp, Inc. announced its unaudited financial results for the quarter and fiscal year ended September 30, 2004. For more information, reference is made to the Company's press release dated October 25, 2004, a copy of which is attached to this Report as Exhibit 99 and is furnished herewith.

ITEM 9.01 FINANCIAL STATEMENTS AND EXHIBITS  
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- (a) Not applicable
- (b) Not applicable
- (c) The following exhibit is filed herewith:

Exhibit 99 Press Release dated October 25, 2004

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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.

1st STATE BANCORP, INC.

Date: October 25, 2004

By: /s/ James C. McGill

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James C. McGill  
President and Chief Executive Officer