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MARLIN BUSINESS SERVICES CORP Form 8-K September 27, 2007

# 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) September 25, 2007

# MARLIN BUSINESS SERVICES CORP.

(Exact name of registrant as specified in its charter)

000 50440

| <u>Pennsylvania</u>   | <u>000-50448</u>   | <u>38-3080388</u>                            |
|---|--|--|
| (State or other jurisdiction                                  | (Commission  | (I.R.S. Employer                             |
| of incorporation)   | File Number)   | Identification No.)                          |
|   | wship Road, Mount Laurel, NJ   | <u>08054</u>                                 |
| (Address  | s of principal executive offices)  | (Zip Code)                                   |
| Regist  | erant's telephone number, including area code (888)  | <u>) 479-911</u> 1                           |
| (For  | rmer name or former address, if changed since last   | report.)                                     |
|   | w if the Form 8-K filing is intended to simultaneous ollowing provisions (see General Instruction A.2. b   |  |
| [] Soliciting material pursuant to [] Pre-commencement commun | suant to Rule 425 under the Securities Act (17 CFR o Rule 14a-12 under the Exchange Act (17 CFR 24 ications pursuant to Rule 14d-2(b) under the Exchange actions pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Rule 13e-4(c) under the Exchange Act (17 CFR 24 ications pursuant to Rule 13e-4(c) under the Rule 13e-4(c) under the Rule 13 | 40.14a-12)<br>ange Act (17 CFR 240.14d-2(b)) |
|   |  |  |

#### Item 1.01. Entry into a Material Definitive Agreement.

On September 25, 2007, Marlin Leasing Corporation (a subsidiary of the Registrant) entered into an amendment to its \$125 million Series 2000-A warehouse financing facility that, among other things, extended the termination date of the facility to March 24, 2008. Attached as Exhibit 10.1 to this report, and incorporated herein by reference, is the First Amendment to the Second Amended and Restated Series 2000-A Supplement to the Master Lease Receivables Asset-Backed Financing Facility Agreement, dated as of September 25, 2007, among Marlin Leasing Corporation, Marlin Leasing Receivables Corp. IV, Marlin Leasing Receivables IV LLC, Deutsche Bank AG, New York Branch, as the agent and Wells Fargo Bank, N.A., as the trustee. The Registrant issued a press release on September 26, 2007 announcing this amendment, and a copy of that press release is being furnished as Exhibit 99.1 to this report.

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## Item 9.01. Financial Statements and Exhibits.

- (d) Exhibits.
- 10.1 First Amendment to the Second Amended and Restated Series 2000-A Supplement to the Master Lease Receivables Asset-Backed Financing Facility Agreement, dated as of September 25, 2007, among Marlin Leasing Corporation, Marlin Leasing Receivables Corp. IV, Marlin Leasing Receivables IV LLC, Deutsche Bank AG, New York Branch, as the agent and Wells Fargo Bank, NA, as the trustee.
- 99.1 Press Release issued by Marlin Business Services Corp. on September 26, 2007.

#### **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.

## MARLIN BUSINESS SERVICES CORP.

(Registrant)

Date: September 26, 2007

/s/ Daniel P. Dyer
Daniel P. Dyer
Chief Executive Officer

#### INDEX TO EXHIBITS

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