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EXHIBIT 1A TO ORDER

McCARTER & ENGLISH, LLP  
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100 Mulberry Street  
Newark, New Jersey 07102  
(973) 622-4444  
Attorneys for Defendants

NVE Bank, NVE Bancorp, MHC, Steven H. Baker,  
John F. Boyle, Robert S. Monteith, Robert Rey, Andrew F.  
Durkin, Charles A. Lota, and Steven C. Ruhle

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IRA S. HIRSCHBACH, individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

NVE BANK and NVE BANCORP, MHC,  
STEVEN H. BAKER, JOHN F. BOYLE,  
ROBERT S. MONTEITH, ROBERT REY,  
ANDREW F. DURKIN, CHARLES A. LOTA,  
and STEVEN C. RUHLE,

Defendants.

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: SUPERIOR COURT OF NEW JERSEY  
: LAW DIVISION: BERGEN COUNTY

:  
: Civil Class Action

:  
: DOCKET NO. BER-L-8695-06

**AMENDMENT TO SETTLEMENT AGREEMENT AND RELEASE**

**THIS AMENDMENT TO SETTLEMENT AGREEMENT AND RELEASE**  
("AMENDMENT") by and among NVE Bank, NVE Bancorp, MHC, Steven H. Baker, John F.  
Boyle, Robert S. Monteith, Robert Rey, Andrew F. Durkin, Charles A. Lota, and Steven C.  
Ruhle (collectively "Defendants") and Plaintiff Ira S. Hirschbach and the Settlement Class is  
made effective upon Preliminary Approval by the Court.

WHEREAS, NVE Bank, NVE Bancorp, MHC, Steven H. Baker, John F. Boyle, Robert S. Monteith, Robert Rey, Andrew F. Durkin, Charles A. Lota, and Steven C. Ruhle (collectively "Defendants") and Plaintiff Ira S. Hirschbach entered into a Settlement Agreement and Release dated as of January 30, 2009 ("Settlement Agreement")

WHEREAS, the parties wish to modify and amend certain terms of the Settlement Agreement

NOW THEREFORE IT IS HEREBY AGREED, that the Settlement Agreement be and it hereby is amended as follows.

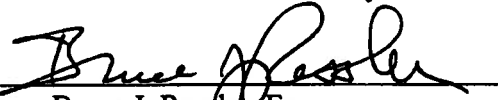
1. Except as expressly modified by this Amendment, all terms of the Settlement Agreement remain in full force and effect.
2. The requirement that Settlement Class members submit a Claim Form in order to receive the benefits of the Settlement is hereby deleted and all Settlement Class Members who do not opt out shall be entitled to the benefits of the Settlement upon the Effective Date. NVE Bank may require persons claiming to be members of the Settlement Class to provide proof of account holder status including either : (a) a copy of the envelope in which the Settlement Notice was enclosed or (b) an original or copy of CD passbook or Affidavit of Lost CD Passbook in the form provided by NVE Bank.
3. Article IV of the Settlement Agreement is amended to provide that on the Effective Date, Notice of the commencement of the Exercise Period shall be mailed by NVE Bank to each Settlement Class Member identified in the computerized data files of NVE Bank whose inclusion in the Settlement Class has been generated by the consulting firm of Crowe Horwath LLP and also to anyone else who requested a copy of the Notice from Class Counsel in response to the Summary Notice of Proposed Class Settlement, but excluding those persons who


exercise the right to opt out of the settlement. Class Counsel shall provide NVE Bank by May 23, 2009 with the name and address of all people who requested a copy of the Notice from Class Counsel in response to the Summary Notice of Proposed Class Settlement.

4. Article X of the Settlement Agreement is amended to provide that as Class Counsel will receive objections, NVE Bank will have no obligation to provide a list and copies of objections and Class Counsel will provide a complete list of all objectors, together with copies of all such objections to counsel for Defendants.

5. The revised form of Notice of Pendency and Settlement of Class Action is Exhibit A to this Amendment, the revised form of Summary Notice of Proposed Class Settlement is Exhibit B to this Amendment, the revised form of Final Judgment and Order of Dismissal with Prejudice is Exhibit C to this Amendment and the revised form of Order of Preliminary Settlement approval is Exhibit D to this Amendment and the Settlement Agreement is amended by the replacement of the references to the original forms of Notice of Pendency, Summary Notice, Final Judgment and Order of Preliminary Settlement Approval by reference to the revised forms. The form of Notice of Exercise Period is Exhibit E hereto

6. **EXECUTED AND DELIVERED** on or about March 4, 2009 but to be "made effective as of the date on which the Court preliminarily approves the Settlement Agreement and this Amendment and conditionally certifies a provisional Settlement Class.

By:   
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