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SPIRE CORP
Form 8-K
August 27, 2003

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, DC 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): August 22, 2003

COMMISSION FILE NUMBER: 0-12742

SPIRE CORPORATION
(NAME OF SMALL BUSINESS ISSUER AS SPECIFIED IN ITS CHARTER)

| | |
|---|---|
| MASSACHUSETTS | 04-2457335 |
| ----- | ----- |
| (STATE OR OTHER JURISDICTION OF INCORPORATION OR ORGANIZATION) | (I.R.S. EMPLOYER IDENTIFICATION NUMBER) |
| ONE PATRIOTS PARK, BEDFORD, MASSACHUSETTS | 01730-2396 |
| ----- | ----- |
| (ADDRESS OF PRINCIPAL EXECUTIVE OFFICES) | (ZIP CODE) |

(781) 275-6000

(ISSUER'S TELEPHONE NUMBER, INCLUDING AREA CODE)

ITEM 5. OTHER EVENTS

Spire Corporation (the "Company") announced that on August 22, 2003 it filed an amendment to its Quarterly Report on Form 10-QSB for the period ended June 30, 2003 disclosing that the financial statements included in the Form 10-QSB had not been reviewed by its independent auditor. The Company also announced that it had been notified by Nasdaq on August 25, 2003, that, as a result of the absence of the review, the Company is in violation of Marketplace Rule 4310(c)(14) and that Nasdaq is commencing a process that may result in the delisting of the Company's securities from the Nasdaq National Market.

Additional information is set forth in Exhibit (99) to this Current Report on Form 8-K.

ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS.

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(c) Exhibits

99 News Release of the Company dated August 27, 2003.

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.

SPIRE CORPORATION
(Registrant)

Dated: August 27, 2003

By: /s/ David R. Lipinski

David R. Lipinski
Chief Financial Officer

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