

GREEN BANKSHARES, INC.

Form 8-K

January 23, 2009

**UNITED STATES**

**SECURITIES AND EXCHANGE COMMISSION**

**Washington, D.C. 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): January 22, 2009

**GREEN BANKSHARES, INC.**

(Exact name of Registrant as specified in its charter)

|                              |                |                   |
|------------------------------|----------------|-------------------|
| <u>Tennessee</u>             | <u>0-14289</u> | <u>62-1222567</u> |
| (State or Other Jurisdiction | (Commission    | (I.R.S.           |
| of Incorporation)            | File Number)   | Employer          |
|                              |                | Identification    |
|                              |                | No.)              |

100 North Main Street, Greeneville, Tennessee 37743-4992

(Address of principal executive offices)

(423) 639-5111

Registrant's telephone number, including area code

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:

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))



**ITEM 2.02. RESULTS OF OPERATIONS AND FINANCIAL CONDITION.**

On January 22, 2009, Green Bankshares, Inc. (the "Company") announced preliminary financial results for the fourth quarter and year ended December 31, 2008. The results for the full-year 2008 and the fourth quarter are subject to Management's review and analysis of third-party data received in relation to the Company's valuation of goodwill. If it is determined that a goodwill impairment charge is appropriate, it would be a non-cash charge that would not have an adverse impact on the Company's liquidity or capital ratios. The Company's capital ratios are strong, will remain strong, and will be above the regulatory requirements necessary to be deemed a well-capitalized financial institution. The full text of the press release is set forth in Exhibit 99.1 hereto.

The information in this Form 8-K and the attached Exhibit is being furnished pursuant to Item 2.02 "Results of Operations and Financial Condition" and shall not be deemed "filed" for purposes of Section 18 of the Securities Exchange Act of 1934 or otherwise subject to the liabilities of that section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933, except as shall be expressly set forth by specific reference in such filing.

**ITEM 9.01. FINANCIAL STATEMENTS AND EXHIBITS.**

(d) Exhibits.

99.1 Press Release dated January 22, 2009

**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.

**GREEN BANKSHARES, INC.**

Date: January 23, 2009 By: /s/ James E. Adams  
James E. Adams  
Executive Vice President and  
Chief Financial Officer  
(Duly Authorized Representative)

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**EXHIBIT INDEX**

**Exhibit**

**Number Description of Exhibit(s)**

99.1 Copy of press release issued by the Company on January 22, 2009.