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Empire State Bank moves to larger office in Time to Ring in 2009

*Local bank's growing needs prompts need for more space
Bank stable and ready to lend money*

Staten Island,, New York, December 20, 2008 - Empire State Bank, NA (the "Bank"), a wholly owned subsidiary of ES Bancshares, Inc (OTCBB: ESBS), announces that it will move into a larger space at 1361 North Railroad Avenue (New Dorp Plaza)

"The need to serve our growing number of customers has made it a necessity for us to offer more space, convenience and more hours," said Phil Guarnieri, Empire's President and Chief Operating Officer. "Empire continues to be a reliable and stable force in this economic environment and we are ready to continue to serve our customers and ready to lend money," continued Guarnieri.

Customers will find familiar faces and not feel any change in how they can conduct their banking needs except that now they can expect MORE hours, EASIER parking, and continued ATM access and the ABILITY TO BANK 6 DAYS PER WEEK.

The new location will offer 5 teller stations, 3 customer service desks, and serve as a business and residential lending center. It will include private offices,

including conference rooms. The office was designed to accommodate customers and their business needs when visiting the branch.

Empire State Bank offers competitive rates, personal service, and is focused on providing our customers with services that meet their individual needs. For business owners, banking with Empire allows them to make deposits without leaving their office through utilizing the bank's electronic remote deposit service, a popular and necessary feature because it saves time and resources.

"We are very pleased with the support the Staten Island community has shown us. As of November 30, 2008 local deposits have totaled in excess of \$30 million, which is well over the Bank's original expectations. As a number of banks on the Island, nationally and worldwide have had a year of uncertainty and change, we hope Staten Islanders are content in knowing we are growing. Our business lending, commercial and residential mortgage business have shown strong demand since the beginning of 2008," said Guarneri.

About Empire State Bank

Empire State Bank, N. A. is a nationally chartered commercial bank that was founded in 2004. The Bank operates as a community-oriented institution offering a broad array of financial services to meet the needs of the communities it serves. The bank is headquartered in the town of Newburgh in Orange County, New York and operates an additional branch in the city of New Paltz, Ulster County, New York. The Bank's deposits are insured up to the maximum allowable amount by the Bank Insurance Fund of the FDIC. The Bank maintains a website at www.esbna.com. with corporate, investor and branch banking information.

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