WPMA
Western Petroleum Marketers Association

News and Information for the Petroleum Marketers Industry

weekly update

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REGISTER FOR NACS BY GOING TO THE LINK ON THE WPMA WEB SITE

If you are planning on attending the NACS show in October and will be registering online, please go to the WPMA web site. We have set up a link on the home page that will take you to the online registration for NACS. Your state association will be given $5 for each person who registers through this special link. Register today by going to www.wpma.com and click on the link for the NACS Show and help benefit your state association.

TOBACCO COMPANIES CHALLENGE FDA TOBACCO RULES

On Monday, RJ Reynolds and other tobacco manufacturers allege in a suit that certain provisions of the Family Smoking Prevention and Tobacco Control Act infringe on their First Amendment right to communicate with their adult customers. The tobacco companies have challenged language in the bill that would compel them to scientifically justify claims of "reduced risk" for any tobacco product. They are also challenging the requirement for larger graphic warning labels on cigarette packs as well as restrictions on colorful advertising which impacts children, advertising within 1000 feet of playgrounds or schools and numerous other marketing and advertising restrictions.

On a related matter, PMAA Chairman Matt Bjornson has appointed a task force to develop PMAA comments to FDA concerning tobacco regulations.

CFTC/SEC HEARINGS ADDRESS REGULATORY OVERSIGHT

This week, the Commodity Futures Trading Commission (CFTC) and the Securities and Exchange Commission (SEC) held joint hearings on harmonization of futures market regulation. Earlier this summer, the Obama Administration released a proposal on Financial Regulatory Reform calling on CFTC Chairman Gary Gensler and SEC Chairman Mary Schapiro to make recommendations for changes to statutes and regulations that would harmonize regulation of futures and securities by September 28.

Under the Obama administration's proposal, the CFTC would be granted authority to regulate commodities and interest rates while the SEC would be charged with overseeing credit default swaps. The SEC and CFTC must agree on how to regulate margin requirements for derivatives as well as future innovative products.

Columbia University securities law professor John Coffee, who testified this week, said that the CFTC needs legislative authority to prohibit insider trading on commodities and be granted authority to impose financial penalties on violators. Earlier this month, the CFTC held three hearings to address position limits in which Commissioner Michael Dunn said the CFTC must begin a review to determine if proper barriers between research, reporting and trading divisions at financial institutions are in place, if they are adequate, and whether oversight is necessary. Dunn and other Commissioners are concerned with investment bank's commodity research arms which stated last summer that oil would reach $200 while their trading desks were next door engaging in futures trading.

CFTC's new Chairman, who is strongly supported by PMAA and who is aggressively seeking reform of the commodities market, had this to say during the hearings, "As we seek to provide consistency in our regulations over financial markets, our focus must remain on protecting the American public. Upon joining the CFTC, I held a staff town hall meeting and discussed the importance of working with other regulators, directing everyone to check turf at the door and focus solely on striving for the best public policy. The American people are not interested in bureaucratic turf battles; they simply need regulators that will ensure that the failures of our system – failures that have already taken a toll on every American – never to (?) happen again. All options must be on the table, and there should be no sacred cows. I hope as a result of these meetings and our continued work with the SEC that we will be able to report significant recommendations to the President and to Congress on these important issues."

NEW GAS PUMP LABELS PROPOSED BY ETHANOL INDUSTRY

Earlier this week, Growth Energy launched a nationwide campaign to require country of origin labeling (COOL) for all retail gasoline and diesel pumps in the U.S. Growth Energy's spokesperson and Co-Chairman, General Wesley Clark, urged Congress to pass legislation mandating that all motor fuels sold to consumers include country of origin labeling.

PMAA President Dan Gilligan commented, “Other than the fact it would be a nightmare for 160,000 gas station owners, the proposal would be an enormous waste of time and money. Most U.S. citizens have already made it clear that they want to reduce U.S. dependence on foreign oil. That message cannot be overstated. The more important question is how do we reduce dependence? Certainly home grown biofuels will help but we desperately need more domestic production of crude oil as well. Certainly, General Clark cannot possibly be suggesting that biofuels alone can end our dependence on foreign oil?”

Retailers need not be overly concerned. It is highly unlikely that this proposal will gain any traction this year with the busy fall congressional schedule.

UNION SOUGHT “CARD CHECK” LEGISLATION SUFFERS MAJOR SETBACK

Earlier this week, Senate Majority Leader Harry Reid (D-NV) said that the “Employee Free Choice Act” legislation, commonly referred to as “card check,” is not likely to be considered this year. Reid, who spoke at the Las Vegas Chamber of Commerce, said that the Senate’s schedule is too full considering that the health-care debate and the remaining eight fiscal year 2010 appropriations bills have yet to be completed. More importantly, Reid understands he does not have the necessary 60 votes to override a Republican filibuster if the bill were to reach the Senate floor.

Card check legislation passed the House last year. It would have removed the secret-ballot process for workers voting to unionize. Instead, workers would be forced to vote publicly in front of a union representative leaving workers open to coercion and intimidation.

2010 WESTERN PETROLEUM MARKETERS CONVENTION & CONVENIENCE STORE EXPO LAS VEGAS, NEVADA

Start planning now to attend the 2010 WPMA Convention and Convenience Store Expo. It will be held at the Mirage in Las Vegas, Nevada. Mark your calendars for February 16-18, 2010.

REGISTER NOW FOR THESE UPCOMING EVENTS IN 2009

August 24, 2009 – ID PAC Golf Event – Headwaters Club at Teton Springs - Victor, ID
August 30-31, 2009 – NMPMA Convention and Golf Tournament – Embassy Suites, Albuquerque, NM
September 2, 2009 – ID PAC Golf Event – Falcon Crest Golf Course – Kuna, ID
September 20-22, 2009 – UPMRA Convention and Golf Tournament – Courtyard Marriott, St. George, UT
October 9, 2009 – Hawaii Petroleum Marketers Association Golf Tournament – Ko Olina Golf Club, Kapolei, HI
October 22, 2009 - Nevada Petro Cup Kart Race - Fast Lap Indoor Kart Track - Las Vegas, Nevada

Petro Pete: “*A closed mouth gathers no foot.*”

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If you do not wish to receive information via fax or e-mail, please contact WPMA at: (801) 263-9762, Fax: (801) 262-9413, or e-mail: janr@wpma.com. Thanks.

CLASSIFIED ADS

FOR SALE…SHORT AND SWEET

1995 Ford CF7000 fuel delivery truck

- 190 HP diesel
- 6-speed
- Air
- 113“ WB
- 1450 gal 2-comp tank
- Blackmer pump
- Can pump out through delivery hose, great for pumpouts, Stove oil, Tight quarters
- Well maintained
- Looks good,
- Runs well
- $19,995.00

Acme Fuel Co. Olympia, WA 360-943-1133

FOR SALE

2000 Freightliner with Cat engine and six speed trans. The BEALL Trailer is 4200 Gallons and 4-Compartment. The pumping equipment is all hydraulic and the Meters have ticket printers. The truck has approximately 68,000 miles and the pumping equipment has less than 100 hours.

Call 406-543-7621 and ask for Frank

FOR SALE BY OWNER

Soldier Summit, Utah - Mountain Convenience Store

Newly remodeled one-of- a- kind, profitable business - located on top of Soldier Summit, with full exposure to busy Highway 6 (located in-between Spanish Fork and Price). Located across from the newly offered Soldier Summit Mountain Estates with over 154 premier multi acre cabin lots. Summit Station is the hub to many outdoor activities.

For Sale by Owner
- 2-Acres of Real Estate
- 475-feet of highway frontage
- Full exposure to busy highway 6
- Recently completely remodeled 2008
- Includes 100-year jailhouse building
- Many upgrades
- Two Brand new Wayne Ovations pumps
- Two AST’s 8,000 fuel tanks
- One AST 10,000-fuel tank
- Currently Tesoro Brand
- Approved 1,200-feet building addition with plans
- An additional 3.15-acres with approximately 600-feet of highway frontage
- Many possibilities!

Sale Price - $598,000

Owner Agent
801-885-3838

FOR SALE

Petroleum Marketer

This Wyoming fuel distributor, branded C-Store and truck stop operator is located on a high traffic interstate in a resource-rich area. With four prime retail locations, a diversified wholesale customer base, a long-tenured management team, and virtually no environmental risk, this company represents an attractive investment. The owner is selling in order to be free from ownership duties and to retire.

For information contact Bryce DeGroot.
406 282.6000 ext. 101 or info@compassadvisors.biz