

One Ethanol® Unilateral Minimum Resale Price Policy

Effective June 16, 2021

One Ethanol adopts this Unilateral Minimum Resale Price Policy (the “Policy”) to preserve the profitability and brand value of One Ethanol products and to maintain a beneficial multi-tier distribution network for all its resellers. This Policy has been unilaterally adopted and will be enforced strictly and uniformly.

The Policy sets a minimum retail price for all One Ethanol products sold by all resellers, including distributors, dealers, jobbers, merchants, and retailers. Anyone selling One Ethanol products are subject to the Policy. This applies to any distributor, dealer, jobber, merchant, or retailer selling One Ethanol products online, in-person, remotely or by email, messaging, text, mail, or phone. The Policy was designed to suppress price cutting between distributors, dealers, jobbers, and retailers and to encourage reseller investments in promotion and services. The Policy will help ensure resellers remain profitable and will preserve the premium character of the One Ethanol brand.

All resellers can choose to comply (or not comply) with this policy. While resellers remain free to establish their own resale prices, One Ethanol, without assuming any liability, will unilaterally enforce the Policy immediately following a determination by One Ethanol that a reseller has advertised, offered, or sold any One Ethanol products at a net retail sales price less than the minimum retail price established and announced by One Ethanol from time to time (the “Floor Price”). All resellers must maintain point-of-sale transaction records. One Ethanol reserves the right to retain an independent auditor to review such records to unilaterally enforce the Policy.

No reseller shall sell One Ethanol products below any current Floor Price listed in Exhibit A to the Policy.

Violators of the Policy will be penalized as follows:

- First violation
 - Direct distributors, dealers, or jobbers will be added to the Do Not Sell list and will lose the privilege to purchase One Ethanol products for 30 days
 - Non-direct resellers will be added to the Do Not Sell list and will lose the privilege to purchase One Ethanol products for 30 days
- Second violation
 - Direct distributors, dealers, or jobbers will be added to the Do Not Sell list and will lose the privilege to purchase One Ethanol products for 60 days. Listing on the One Ethanol dealer map will be removed for 60 days.
 - Non-direct resellers will be added to the Do Not Sell list and will lose the privilege to purchase One Ethanol products for 60 days. Listing on the One Ethanol dealer map will be removed for 60 days.
- Third violation
 - Direct distributors, dealers, or jobbers must remove all One Ethanol products from their website and/or online stores. The privilege to purchase One Ethanol products will be revoked and direct distributor, dealer, or jobber will be added to the Do Not Sell list. Listing on the One Ethanol dealer map will be removed indefinitely.
 - Non-direct resellers must remove all One Ethanol products from their website and/or online stores. The privilege to purchase One Ethanol products will be revoked and reseller will be added to the Do Not Sell list. Listing on the One Ethanol dealer map will be removed indefinitely.

One Ethanol, in its sole discretion, may at any time modify, suspend, or discontinue the Policy.

One Ethanol will not discuss any conditions of acceptance related to this Policy, as it is non-negotiable and will not be altered for any reseller. In addition, One Ethanol neither solicits, nor will it accept, any assurance of compliance with this Policy. Nothing in this Policy shall constitute an agreement between One Ethanol and any reseller that the reseller will comply with this Policy.

One Ethanol sales personnel have no authority to modify or grant exceptions to this Policy. All questions regarding the interpretation of this Policy must be directed to the One Ethanol Pricing Policy Coordinator Mick J. Miller, Treasurer One Ethanol LLC, mm@nuvufuels.com

Definitions

Direct distributor – A company that purchases goods directly from One Ethanol. The direct distributor distributes those goods to jobbers or dealers at wholesale prices. The direct distributor may also sell products to consumers at retail prices. Also referred to as warehouse distributor.

Direct dealer – A company that purchases goods directly from One Ethanol. The direct dealer distributes those goods to jobbers at wholesale prices and to consumers at retail prices. Also referred to as wholesale dealer.

Direct jobber – A company that purchases goods directly from One Ethanol. The direct jobber distributes those goods to consumers at retail prices. Also referred to as jobber.

Non-direct reseller – A company that purchases goods from a distributor, dealer, or jobber at wholesale dealer or jobber prices. Non-direct resellers include but are not limited to distributors, dealers, jobbers, merchants, or retailers. A non-direct reseller distributes those goods to jobbers or dealers at wholesale prices and/or to consumers at retail prices.

Exhibit A

Updated July 1, 2022

P/N	Product	Retail Floor
112S-54	S - 54 gallon drum	\$ 449.00
112S-5	S - 5 gallon pail	\$ 59.00
117R-54	R - 54 gallon drum	\$ 498.00
117R-5	R - 5 gallon pail	\$ 68.00