

SMF ENERGY CORP  
Form 8-K  
October 06, 2008

UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 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): **October 1, 2008**

**SMF ENERGY CORPORATION**  
(Exact name of registrant as specified in its charter)

**DELAWARE**  
(State or other jurisdiction  
of incorporation)

**000-21825**  
(Commission  
File Number)

**65-0707824**  
(I.R.S. Employer  
Identification Number)

**200 W. Cypress Creek Rd., Suite 400**  
(Address of principal executive offices)

**Fort Lauderdale, Florida**

**33309**  
(Zip Code)

Registrant's telephone number, including area code: **(954) 308-4200**

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(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 (see General Instruction A.2. below):

- .. 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))
- .. Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

**Item 5.02 Departure of Directors or Principal Officers; Election of Directors; Appointment of Principal Officers**

In accordance with the October 1, 2005, employment agreement between SMF Energy Corporation (the "Company"), its wholly owned subsidiary H & W Petroleum Company, Inc., and E. Wayne Wetzel, Senior Vice President, Lubricants, of the Company Mr. Wetzel's employment was terminated on October 1, 2008 and he was named a consultant to the Company for a period of at least one (1) year under the terms set forth in that agreement.

**SIGNATURE**

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.

Date: October 6, 2008

SMF ENERGY CORPORATION

By: /s/ Richard E. Gathright  
Richard E. Gathright, Chief Executive  
Officer and President