



Terms Agreement

The undersigned _____ (referred to as “**Purchaser**”) agrees that all purchases made by Purchaser from O'Rourke Petroleum Products and affiliated entities (referred to as “**Seller**”) are subject to the following terms and conditions.

1. All amounts due for goods and services purchased from Seller are payable at the Seller’s facility which the goods and services are delivered. Purchaser acknowledges that such amounts are not payable in installments, but are payable in full as stated herein.
2. All amounts due Seller are payable in accordance with the payment terms granted by Seller Credit Department from which the goods and services are delivered. If any amount due Seller is not paid in accordance with such payment terms, a delinquency charge shall be added to the sum due, which charge shall equal the amount obtained by multiplying the delinquent balance by lessor of (a) one and one half percent (1 ½%) per month or (b) the maximum lawful rate permitted to be charged under the applicable State’s law.
3. Purchaser shall pay Seller a service charge equal to the service charge the Seller incurs due to returned checks by Purchasers bank for any reason.
4. Purchaser understands that an individual credit report and/or Personal Guaranty may be required for extension of credit.
5. In the event the account is turned over to an attorney of other agency for collection, or suit is brought on same, or the same is collected through any judicial proceeding whatsoever, Purchaser shall pay all reasonable attorney’s fee and court costs incurred by Seller.
6. Purchaser shall notify Seller by certified mail of any change of ownership of purchaser. Purchaser warrants to Seller that all financial information furnished for the purpose of obtaining credit is true, correct and complete in all material respects, and Purchaser authorizes Seller to investigate all references furnished pertaining the credit and financial responsibility of the Purchaser.
7. Terms – Net 10 days for fuel and Net 30 days for lubricants.

Date

Printed Name

Title

Signature