

SMF ENERGY CORP
Form 10-Q
November 14, 2008

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

FORM 10-Q

QUARTERLY REPORT PURSUANT TO SECTION 13 OR 15 (d) OF THE SECURITIES EXCHANGE ACT OF 1934

For the quarterly period ended September 30, 2008

OR

TRANSITION REPORT PURSUANT TO SECTION 13 OF 15(D) OR THE SECURITIES EXCHANGE ACT OF 1934

Commission File Number 000-21825

SMF ENERGY CORPORATION

(Exact name of registrant as specified in its charter)

Delaware
(State of Incorporation)

65-0707824
(IRS Employer Identification
Number)

**200 West Cypress Creek Road, Suite 400, Fort
Lauderdale, Florida**

(Address of principal executive offices)

33309

(Zip Code)

(954) 308-4200

(Issuer's telephone number, including area code)

Indicate by check mark whether the registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes . No .

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, or a non-accelerated filer, or a smaller reporting company. See definitions of "accelerated filer and large accelerated filer," "accelerated filer" and "smaller reporting company" in Rule 12b-2 of the Exchange Act.

Large accelerated filer

Accelerated filer

Non-accelerated filer (Do not check if a smaller reporting company)

Smaller reporting company

Indicate by check mark whether the registrant is a shell company (as defined in Rule 12b-2 of the Exchange Act). Yes . No .

As of November 12, 2008 there were 14,938,295 shares of the registrant's common stock outstanding.

SMF ENERGY CORPORATION**FORM 10-Q****INDEX**

<u>Form 10-Q Part and Item No.</u>		
Part I	Financial Information:	
	Item 1.	Condensed Unaudited Consolidated Financial Statements
		Condensed Consolidated Balance Sheets as of September 30, 2008 (unaudited) and June 30, 2008
		Condensed Unaudited Consolidated Statements of Operations for the three-months ended September 30, 2008 and 2007
		Condensed Unaudited Consolidated Statements of Cash Flows for the three-months ended September 30, 2008 and 2007
		Notes to Condensed Unaudited Consolidated Financial Statements
	Item 2.	Management's Discussion and Analysis of Financial Condition and Results of Operations
	Item 3.	Quantitative and Qualitative Disclosures About Market Risk
	Item 4.	Controls and Procedures
Part II	Other Information:	
	Item 1.	Legal Proceedings
	Item 2.	Unregistered Sales of Equity Securities and Use of Proceeds
	Item 3.	Defaults Upon Senior Securities
	Item 4.	Submission of Matters to a Vote of Security Holders
	Item 5.	Other Information
	Item 6.	Exhibits
	Signatures	

Certifications

2

SMF ENERGY CORPORATION AND SUBSIDIARIES
CONDENSED CONSOLIDATED BALANCE SHEETS (UNAUDITED)
(in 000's, except share and per share data)

	September 30, 2008	June 30, 2008
	(Unaudited)	
ASSETS		
Current assets:		
Cash and cash equivalents	\$ 51	\$ 48
Accounts receivable, net of allowances of \$1,605 and \$1,283	28,210	30,169
Inventories, net of reserve of \$82 and \$99	2,338	2,535
Prepaid expenses and other current assets	962	855
Total current assets	31,561	33,607
Property and equipment, net of accumulated depreciation of \$14,100 and \$13,981	9,786	10,276
Identifiable intangible assets, net of accumulated amortization of \$1,156 and \$1,060	2,296	2,392
Goodwill	228	228
Deferred debt costs, net of accumulated amortization of \$627 and \$556	310	348
Other assets	78	133
Total assets	\$ 44,259	\$ 46,984
LIABILITIES AND SHAREHOLDERS' EQUITY		
Current liabilities:		
Line of credit payable	\$ 15,959	\$ 19,789
Accounts payable	8,931	9,921
Accrued expenses and other liabilities	5,784	4,938
Total current liabilities	30,674	34,648
Long-term liabilities:		
Promissory notes, net of unamortized debt discount of \$55 and \$65	9,529	8,794
Other long-term liabilities	472	490
Total liabilities	40,675	43,932
Contingencies		
Shareholders' equity:		
Preferred stock, \$0.01 par value; 10,000 Series A shares authorized, 4,205 and 4,587 issued and outstanding at September 30, 2008 and June 30, 2008, respectively	-	-
Preferred stock, \$0.01 par value; 2,000 Series B shares authorized, 1,985 issued and outstanding at September 30, 2008 and June 30, 2008	-	-
Preferred stock, \$0.01 par value; 2,000 Series C shares authorized, 229 and 0 issued and outstanding at September 30, 2008 and June 30, 2008, respectively	-	-
Common stock, \$.01 par value; 50,000,000 shares authorized; 14,938,295 and 14,556,295 issued and outstanding at September 30, 2008 and June 30, 2008, respectively	149	146