



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Office of the Secretary

May 7, 2001

Ronald C. Redcay, Esq.
Arnold & Porter
Counsel for ARCO, a subsidiary of
BP America, Inc.
777 South Figueroa Street
Forty-Fourth Floor
Los Angeles, California 90017-5844

Re: Western States Gasoline Pricing, FTC File No. 981-0187

Dear Mr. Redcay:

The Federal Trade Commission has conducted a nonpublic investigation to determine whether certain oil refiners have adopted distribution restrictions or other practices that have lessened competition in wholesale or retail gasoline markets in the western United States, in violation of Section 5 of the Federal Trade Commission Act, 15 U.S.C. § 45, as amended, or any other statute enforced by the Commission.

Upon further review of this matter, it now appears that no additional action is warranted by the Commission at this time. Accordingly, the investigation has been closed. This action is not to be construed as a determination that a violation may not have occurred, just as the pendency of an investigation should not be construed as a determination that a violation has occurred. The Commission reserves the right to take such further action as the public interest may require.

By direction of the Commission, Chairman Pitofsky recused.

A handwritten signature in cursive script that reads "Donald S. Clark".

Donald S. Clark
Secretary

Attachments:

Statement of Commissioner Anthony, Commissioner Swindle, and Commissioner Leary
Concurring Statement of Commissioner Thompson



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May 7, 2001

Paul R. Truebenbach, Esq.
Chevron Products Company
Building T-4244
6001 Bollinger Canyon Road
San Ramon, CA 945583-2324

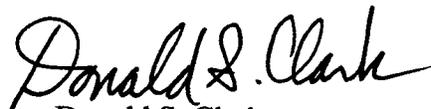
Re: *Western States Gasoline Pricing, FTC File No. 981-0187*

Dear Mr. Truebenbach:

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May 7, 2001

Lynda Irvine, Esq.
Equilon Enterprises LLC
c/o Equiva Services LLC
1 Shell Plaza
910 Louisiana
Houston, Texas 77002

Re: *Western States Gasoline Pricing, FTC File No. 981-0187*

Dear Ms. Irvine:

The Federal Trade Commission has conducted a nonpublic investigation to determine whether certain oil refiners have adopted distribution restrictions or other practices that have lessened competition in wholesale or retail gasoline markets in the western United States, in violation of Section 5 of the Federal Trade Commission Act, 15 U.S.C. § 45, as amended, or any other statute enforced by the Commission.

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May 7, 2001

Carter Simpson, Esq.
ExxonMobil Corporation
3225 Gallows Road, 3D2114
Fairfax, Virginia 22037-0001

Re: *Western States Gasoline Pricing, FTC File No. 981-0187*

Dear Mr. Simpson:

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May 7, 2001

Charles W. Corddry, III Esq.
Shell Oil Company
910 Louisiana Street, 48th Floor
Houston, Texas 77002

Re: *Western States Gasoline Pricing, FTC File No. 981-0187*

Dear Mr. Corddry:

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May 7, 2001

Texaco, Inc.
c/o Timothy E. Boyle, Esq.
Howrey Simon Arnold & White LLP
1299 Pennsylvania Avenue, N.W.
Washington, DC 20004-2402

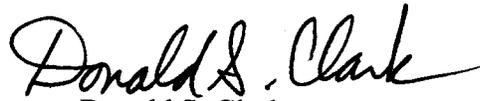
Re: *Western States Gasoline Pricing, FTC File No. 981-0187*

Dear Mr. Boyle:

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May 7, 2001

Wilkes McClave III, Esq.
Senior Vice President and General Counsel
Tosco Corporation
72 Cummings Point Road
Stamford, Connecticut 06902

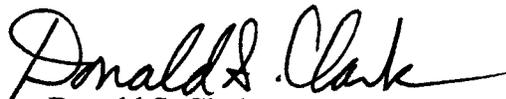
Re: *Western States Gasoline Pricing, FTC File No. 981-0187*

Dear Mr. McClave:

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May 7, 2001

Diane Sinclair, Esq.
Managing Attorney
Ultramar Diamond Shamrock Corporation
P.O. Box 696000
San Antonio, Texas 78269-6000

Re: *Western States Gasoline Pricing, FTC File No. 981-0187*

Dear Ms. Sinclair:

The Federal Trade Commission has conducted a nonpublic investigation to determine whether certain oil refiners have adopted distribution restrictions or other practices that have lessened competition in wholesale or retail gasoline markets in the western United States, in violation of Section 5 of the Federal Trade Commission Act, 15 U.S.C. § 45, as amended, or any other statute enforced by the Commission.

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