



Caterpillar Inc.

100 NE Adams Street
Peoria, Illinois 61629

July 24, 2009

Dr. Walter May
SFA International, Inc.
6143 Sienna Arbor Lane
Houston, TX 77041

Dr. May:

Re: FuelSpec

You have requested Caterpillar's position on the use of the aftermarket product FuelSpec with Caterpillar engines. We have not examined or analyzed FuelSpec, but we understand from you that FuelSpec is a catalyst or additive. We take no position on the merit or quality of FuelSpec itself, but our general position on the use of aftermarket products is as follows:

Caterpillar only recommends the use of genuine Caterpillar filters and maintenance items on Caterpillar products. When auxiliary devices, accessories, and/or consumables (filters, oil and fuel additives, synthetic oil, catalyst, etc.) made by other manufacturers are used with Caterpillar products, the Caterpillar warranty is not affected simply because of their use.

The Caterpillar warranty continues to cover defects caused by our material and workmanship. Failures resulting from the installation or usage of other manufacturer's products are not Caterpillar factory defects and, therefore, are not covered by Caterpillar warranty.

Caterpillar is not in a position to evaluate the many auxiliary devices, accessories, and consumables promoted by other manufacturers and their potential impacts on Caterpillar products. Installation or use of such items is, therefore, at the discretion of the equipment owner who assumes all risks for the effects resulting from their usage. This position should be made clear to customers/owners of Caterpillar equipment whenever a proposal or inquiry concerning the use of non-Caterpillar manufactured auxiliary devices, accessories, or consumables is received from them.

In addition to the above, we must also inform you that Caterpillar does not authorize the use of its trade name or trademark in a manner which implies our endorsement of these aftermarket products.

Sincerely,

A handwritten signature in blue ink that reads "Gale L. Grant".

Gale L. Grant
Paralegal

Caterpillar Inc.
Legal Services Division
100 NE Adams St.
Peoria, IL 61629-7310