

AMCON DISTRIBUTING CO  
Form 4  
November 12, 2009

**FORM 4**

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

OMB APPROVAL

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Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b).

**STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
**WRIGHT WILLIAM F**

2. Issuer Name and Ticker or Trading Symbol  
**AMCON DISTRIBUTING CO [DIT]**

5. Relationship of Reporting Person(s) to Issuer  
  
(Check all applicable)

(Last) (First) (Middle)  
**1431 STRATFORD CT**  
  
(Street)

3. Date of Earliest Transaction (Month/Day/Year)  
**11/09/2009**

Director  10% Owner  
 Officer (give title below)  Other (specify below)

**DEL MAR, CA 92014**  
  
(City) (State) (Zip)

4. If Amendment, Date Original Filed(Month/Day/Year)

6. Individual or Joint/Group Filing(Check Applicable Line)  
 Form filed by One Reporting Person  
 Form filed by More than One Reporting Person

**Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned**

| 1. Title of Security (Instr. 3)          | 2. Transaction Date (Month/Day/Year) | 2A. Deemed Execution Date, if any (Month/Day/Year) | 3. Transaction Code (Instr. 8) | 4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5) | 5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Indirect Ownership (Instr. 4) |
|--|--------------------------------------|--|--------------------------------|---|---|--|--|
|  |                                      |  |                                | (A) or (D)  | Price   |  |  |
| Common Stock, par value \$0.01 per share | 11/09/2009                           |  | S                              | 1,000 D   | \$ 69 9,250   | I  | By AMCON Corp <sup>(1)</sup>               |
| Common Stock, par value \$0.01 per share | 11/09/2009                           |  | S                              | 1,000 D   | \$ 70 8,250   | I  | By AMCON Corp <sup>(1)</sup>               |
| Common Stock, par                        | 11/09/2009                           |  | S                              | 1,000 D   | \$ 70.7 7,250   | I  | By AMCON Corp <sup>(1)</sup>               |

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|   |            |   |       |   |               |       |   |  |  |
|---|------------|---|-------|---|---------------|-------|---|--|--|
| value<br>\$.01 per<br>share                         |            |   |       |   |               |       |   |  |  |
| Common<br>Stock, par<br>value<br>\$.01 per<br>share | 11/09/2009 | S | 1,000 | D | \$<br>72.8466 | 6,250 | I |  | By AMCON<br>Corp <sup>(1)</sup>                  |
| Common<br>Stock, par<br>value<br>\$.01 per<br>share | 11/09/2009 | S | 1,250 | D | \$<br>75.6752 | 5,000 | I |  | By AMCON<br>Corp <sup>(1)</sup>                  |
| Common<br>Stock, par<br>value<br>\$.01 per<br>share | 11/09/2009 | S | 1,000 | D | \$<br>77.7828 | 4,000 | I |  | By AMCON<br>Corp <sup>(1)</sup>                  |
| Common<br>Stock, par<br>value<br>\$.01 per<br>share | 11/09/2009 | S | 1,000 | D | \$<br>78.0253 | 3,000 | I |  | By AMCON<br>Corp <sup>(1)</sup>                  |
| Common<br>Stock, par<br>value<br>\$.01 per<br>share |            |   |       |   |               | 4,089 | D |  |  |
| Common<br>Stock, par<br>value<br>\$.01 per<br>share |            |   |       |   |               | 9,800 | I |  | By Aristide<br>Investments,<br>LP <sup>(2)</sup> |

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

**Persons who respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB control number.**

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(9-02)

**Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned**  
(e.g., puts, calls, warrants, options, convertible securities)

| 1. Title of<br>Derivative<br>Security<br>(Instr. 3) | 2. Conversion<br>or Exercise<br>Price of<br>Derivative | 3. Transaction Date<br>(Month/Day/Year) | 3A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 4. Transaction<br>Code<br>(Instr. 8) | 5. Number<br>of<br>Derivative<br>Securities | 6. Date Exercisable and<br>Expiration Date<br>(Month/Day/Year) | 7. Title and<br>Amount of<br>Underlying<br>Securities<br>(Instr. 3 and 4) | 8. Price of<br>Derivative<br>Security<br>(Instr. 5) | 9. Nu<br>Deriv<br>Secur<br>Benef<br>Own |
|---|--|---|---|--------------------------------------|---|--|---|---|---|
|---|--|---|---|--------------------------------------|---|--|---|---|---|

| Security | Code | V | Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) |     | Date Exercisable | Expiration Date | Title | Amount or Number of Shares |
|----------|------|---|--|-----|------------------|-----------------|-------|----------------------------|
|          |      |   | (A)  | (D) |                  |                 |       |                            |

## Reporting Owners

| Reporting Owner Name / Address                             | Relationships |           |         |       |
|--|---------------|-----------|---------|-------|
|  | Director      | 10% Owner | Officer | Other |
| WRIGHT WILLIAM F<br>1431 STRATFORD CT<br>DEL MAR, CA 92014 | X             |           |         |       |

## Signatures

|   |            |
|---|------------|
| Andrew C. Plummer, Atty in fact for William F. Wright | 11/11/2009 |
| <u>        </u> Signature of Reporting Person         | Date       |

## Explanation of Responses:

- \* If the form is filed by more than one reporting person, see Instruction 4(b)(v).
  - \*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- AMCON Corporation is the direct owner of the securities reported, and is controlled by the Reporting Person. The number of securities previously reported as being beneficially owned by the Reporting Person was determined on the basis of the Reporting Person's percentage ownership interest of AMCON Corporation, and the number of securities reported in this report reflect all securities of the
- (1) Issuer owned by AMCON Corporation. The Reporting Person disclaims beneficial ownership of the securities reported, except to the extent of his pecuniary interest therein, and the inclusion of these securities in this report shall not be deemed an admission of beneficial ownership for purposes of Section 16 of the Securities Exchange Act of 1934 or any other purpose. The securities in this report have been adjusted to reflect the May 2004 reverse stock split of the Issuer's common stock.
  - (2) Aristide Investments, L.P. is the direct owner of the securities, and is controlled by the Reporting Person. The Reporting Person disclaims beneficial ownership of the securities, except to the extent of his pecuniary interest therein, and the inclusion of these in this report shall not be deemed an admission of beneficial ownership for purposes of Section 16 of the Securities Exchange Act of 1934 or any other purpose.
- Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.