

ABLE ENERGY INC

FORM NT 10-Q

(Notification that Quarterly Report will be submitted late)

Filed 11/17/08 for the Period Ending 09/30/08

Address	344 ROUTE 46 ROCKAWAY, NJ 07866
Telephone	9736251012
CIK	0001065728
Symbol	ABLE
SIC Code	5990 - Retail Stores, Not Elsewhere Classified
Industry	Oil & Gas Operations
Sector	Energy
Fiscal Year	06/30

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

FORM 12B-25

COMMISSION FILE NUMBER-0-21931
NOTIFICATION OF LATE FILING

(CHECK ONE)

- FORM 10-K
 FORM 10-Q
- FORM 20-F
 FORM N-SAR
- FORM 11-K

FOR PERIOD ENDED September 30, 2008

- TRANSITION REPORT ON FORM 10-K
 TRANSITION REPORT ON FORM 20-F
 TRANSITION REPORT ON FORM 11-K
 TRANSITION REPORT ON FORM 10-Q
 TRANSITION REPORT ON FORM N-SAR

FOR THE TRANSITION PERIOD ENDED: _____

READ INSTRUCTIONS (ON BACK PAGE) BEFORE PREPARING FORM.
PLEASE PRINT OR TYPE.

NOTHING IN THIS FORM SHALL BE CONSTRUED TO IMPLY THAT THE COMMISSION HAS VERIFIED ANY INFORMATION CONTAINED HEREIN.

IF THE NOTIFICATION RELATES TO A PORTION OF THE FILING CHECKED ABOVE, IDENTIFY THE ITEM(S) TO WHICH THE NOTIFICATION RELATES: _____

PART I—REGISTRANT INFORMATION

Full Name of Registrant: ABLE ENERGY, INC.

Former Name of Registrant: _____

Address of Principal Executive Office (Street and Number):

198 GREEN POND ROAD , ROCKAWAY, NEW JERSEY 07866

PART II—RULES 12B-25(B) AND (C)

If the subject report could not be filed without unreasonable effort or expense and the registrant seeks relief pursuant to Rule 12b-25b, the following should be completed. (Check box if appropriate):

- (a) The reasons described in reasonable detail in Part III of this form could not be eliminated without unreasonable effort or expense;
- (b) The subject annual report, semi-annual report, transition report on Forms 10-K, 10-KSB, Form 20-F, 11-K, Form N-SAR, or portion thereof, will be filed on or before the fifteenth calendar day following the prescribed due date; or the subject quarterly report or transition report on Forms 10-Q, or portion thereof will be filed on or before the fifth calendar day following the prescribed due date; and
- (c) The accountant's statement or other exhibit required by Rule 12b-25(c) has been attached if applicable.

PART III—NARRATIVE

State below in reasonable detail the reasons why the Forms 10-K, 10-KSB, 20-F, 11-K, 10-Q, N-SAR, or the transition report or portion thereof, could not be filed within the prescribed time period. (ATTACH EXTRA SHEETS IF NEEDED)

The Company has not been able to complete the Quarterly Report of the Company on Form 10-Q by November 17, 2008, the required filing date, due to undue financial hardship.
