October 19, 2004

Via E-Mail and US Mail

Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

> **Re:** **Rule Certification. NYMEX Submission 04.136 – Amended Notification of Amendments to NYMEX Division Rules 9.26, 9.27 and 9.34.**

Dear Ms. Jean Webb:

The New York Mercantile Exchange, Inc. ("NYMEX" or the "Exchange") hereby notifies the Commodity Futures Trading Commission ("CFTC") of amendments to NYMEX Division Rules 9.26, All Month/Any One Month Position Accountability; 9.27, Expiration and Current Delivery Month Position Limits; and 9.34, Reportable Levels.

Effective October 18, 2004, these amendments include the addition of position limits, accountability levels and reportable levels for the Henry Hub Natural Gas Penultimate Swap Futures Contract. Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the new amendments comply with the Act, including regulations under the Act.

Should you have any questions concerning the above, please contact the undersigned at 212-299-2940.

Very truly yours,

Nancy M. Minett
Vice President
Compliance Department

Attachments
cc: Thomas LaSala
        Brian Regan

Amendments to NYMEX Rules 9.26, 9.27 and 9.34
(Strikethroughs indicate deletions; Bold and underlined indicates additions.)

9.26 All Month/Any One Month Position Accountability

(Sections (A) through (D) remain unchanged.)

I. Futures Contracts Listed for Open Outcry Trading	Net Futures or Futures-Equivalent Position Accountability Levels
Light Sweet Crude Oil (also includes WTI Calendar Swap, Crude Oil Average Price Options and Crude Oil Look-Alike Options)	20,000 contracts
NYMEX Brent Crude Oil	20,000 contracts
New York Harbor Unleaded Gasoline (also includes Unleaded Gasoline Average Price Options and Unleaded Gasoline Look-Alike Options)	7,000 contracts
New York Heating Oil (also includes NY Harbor Calendar Swap, Heating Oil Average Price Options and Heating Oil Look-Alike Options)	7,000 contracts
Natural Gas (also includes Henry Hub Swap**, Henry Hub Natural Gas Penultimate Swap** and Natural Gas Look-Alike Options)	12,000 contracts
Liquefied Propane Gas	1,500 contracts
Palladium	625 contracts
Platinum	1,500 contracts
Central Appalachian Coal	5,000 contracts
The Position Accountability levels for the PJM Calendar Month LMP Swap, PJM Calendar Week LMP Swap and the PJM Calendar Day Ahead LMP Swap shall be 5,000 contracts in the aggregate.	

(Sections II through IV. Cash-Settled Crude Oil and Crude Products and Cash–Settled Electricity Power Products remain unchanged.)

IV. Futures Contracts Listed for Trading Only on NYMEX ClearPort^{sm} Trading and also Listed for Clearing of Off-Exchange Transactions Through NYMEX ClearPort^{sm} Clearing	Net Futures or Futures-Equivalent Position Accountability Levels

Cash-Settled Natural Gas Products

Henry Hub Swap

Note: For purposes of this rule, positions in this contract are aggregated with positions in the Natural Gas futures contract as indicated in Subsection I. above.

Henry Hub Natural Gas Penultimate Swap

Note: For purposes of this rule, positions in this contract are aggregated with positions in the Natural Gas futures contract as indicated in Subsection I. above.

(Remainder of Rule 9.26 is unchanged.)

9.27 Expiration and Current Delivery Month Position Limits or Position Accountability

(Sections (A) and (B) remain unchanged.)

Futures Contracts

I. Futures Contracts Listed for Open Outcry Trading	**Net Futures or Futures-Equivalent Expiration Position Limits**
Light, Sweet Crude Oil (also includes WTI Calendar Swap, Crude Oil Average Price Options, and WTI Crude Oil Look-Alike Options)	1,000 contracts
New York Harbor Unleaded Gasoline (also includes NY Harbor Calendar Swap, Unleaded Gasoline Average Price Options, and New York Harbor Unleaded Gasoline Look-Alike Options)	1,000 contracts
New York Heating Oil (also includes NY Harbor Calendar Swap, Heating Oil Average Price Options, and New York Harbor Heating Oil Look-Alike Options)	1,000 contracts
Natural Gas (also includes Henry Hub Swap, **Henry Hub Natural Gas Penultimate Swap** and Natural Gas Look-Alike Option Contracts)	1,000 contracts
Liquefied Propane Gas	250 contracts
Central Appalachian Coal	200 contracts

(Sections II and III remain unchanged.)

IV. Futures Contracts Listed for Trading Only on NYMEX ClearPort^{sm} Trading and Listed for Clearing of Off-Exchange Transactions Through NYMEX ClearPort^{sm} Clearing	**Net Futures or Futures-Equivalent Expiration Position Limits**

(Cash-Settled Crude Oil and Crude Oil Products and Electricity Power Products remain unchanged.)

Cash-Settled Natural Gas Products

Henry Hub Swap

Note: For purposes of this rule, positions in this contract are aggregated with positions in the Natural Gas futures contract.

Henry Hub Natural Gas Penultimate Swap

Note: For purposes of this rule, positions in this contract are aggregated with positions in the Natural Gas futures contract.

(The remainder of Rule 9.27 remains unchanged.)

9.34 Reporting Levels

Section (A), including Commodity, and Futures Contracts listed for Trading Only on NYMEX ClearPort(sm) Trading and also Listed for Clearing of Off-Exchange Transactions Through NYMEX ClearPort(sm) Clearing, remain the same.

(A) The quantities fixed for the purposes of filing a report under Rule 9.33 are:

(Commodity Section remains unchanged.)

Futures Contracts listed for Trading Only on NYMEX ClearPort(sm) Trading and also Listed for Clearing of Off-Exchange Transactions Through NYMEX ClearPort(sm) Clearing

Henry Hub Swap	175 contracts
Henry Hub Natural Gas Penultimate Swap	**100 contracts**
WTI Calendar Swap	350 contracts
Louisiana Light Sweet Crude Oil	350 contracts
West Texas Sour Crude Oil	25 contracts

(The remainder of Rule 9.34 remains unchanged.)