

SUBMISSION COVER SHEET

IMPORTANT: Check box if Confidential Treatment is requested

Registered Entity Identifier Code (optional): 16-433

Organization: New York Mercantile Exchange, Inc. ("NYMEX")

Filing as a: DCM SEF DCO SDR

Please note - only ONE choice allowed.

Filing Date (mm/dd/yy): November 29, 2016 Filing Description: Modifications to Brent Futures and Inter-Commodity Spread Market Maker Program

SPECIFY FILING TYPE

Please note only ONE choice allowed per Submission.

Organization Rules and Rule Amendments

- Certification § 40.6(a)
- Approval § 40.5(a)
- Notification § 40.6(d)
- Advance Notice of SIDCO Rule Change § 40.10(a)
- SIDCO Emergency Rule Change § 40.10(h)

Rule Numbers: N/A

New Product

Please note only ONE product per Submission.

- Certification § 40.2(a)
- Certification Security Futures § 41.23(a)
- Certification Swap Class § 40.2(d)
- Approval § 40.3(a)
- Approval Security Futures § 41.23(b)
- Novel Derivative Product Notification § 40.12(a)
- Swap Submission § 39.5

Official Product Name:

Product Terms and Conditions (product related Rules and Rule Amendments)

- Certification § 40.6(a)
- Certification Made Available to Trade Determination § 40.6(a)
- Certification Security Futures § 41.24(a)
- Delisting (No Open Interest) § 40.6(a)
- Approval § 40.5(a)
- Approval Made Available to Trade Determination § 40.5(a)
- Approval Security Futures § 41.24(c)
- Approval Amendments to enumerated agricultural products § 40.4(a), § 40.5(a)
- "Non-Material Agricultural Rule Change" § 40.4(b)(5)
- Notification § 40.6(d)

Official Name(s) of Product(s) Affected:

Rule Numbers:



Christopher Bowen
Managing Director and Chief Regulatory Counsel
Legal Department

November 29, 2016

VIA ELECTRONIC PORTAL

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

**RE: Modifications to Brent Futures and Inter-Commodity Spread Market Maker Program
NYMEX Submission No. 16-433**

Dear Mr. Kirkpatrick:

New York Mercantile Exchange, Inc. (“NYMEX” or “Exchange”) hereby notifies the Commodity Futures Trading Commission (“CFTC” or “Commission”) that it plans to modify its market making program in support of certain NYMEX Brent contracts that are traded on Globex (“Program”). The proposed modifications to the Program will become effective on January 1, 2017.

Exhibit 1 sets forth the terms of this Program. Modifications appear below, with additions underscored and deletions ~~overstruck~~.

NYMEX reviewed the designated contract market core principles (“Core Principles”) as set forth in the Commodity Exchange Act (“CEA”). During the review, NYMEX staff identified the following Core Principles as potentially being impacted: Prevention of Market Disruption, Execution of Transactions, Protection of Market Participants, Compliance with Rules, and Recordkeeping.

The modifications to the Program will not impact the Exchange’s ability to perform its trade practice and market surveillance obligations under the CEA. The Exchange’s market regulation staff will monitor trading in the Program’s products to prevent manipulative trading and market abuse. Additionally, the Exchange has implemented systems to track Program participants’ volume to ensure proper distribution of earned incentives. The incentives in the Program do not impact the Exchange’s order execution. Participants in the Program will be selected by NYMEX staff using criteria as further stated in Exhibit 1. Chapter 4 of the NYMEX rules includes prohibitions against fraudulent, non-competitive, unfair or abusive practices. All participants must execute a contractual agreement with NYMEX in which each participant will expressly agree to comply with and be subject to, applicable regulations and NYMEX rules. The Program is subject to the Exchange’s record retention policies which comply with the CEA.

NYMEX certifies that the Program complies with the CEA and the regulations thereunder. There were no substantive opposing views to this Program.

The Exchange certifies that this submission has been concurrently posted on the Exchange’s website at <http://www.cmegroup.com/market-regulation/rule-filings.html>.

If you require any additional information regarding this submission, please e-mail CMEGSubmissionInquiry@cmegroup.com or contact Rachel Johnson at 312-466-4393 or via e-mail at Rachel.Johnson@cmegroup.com. Please reference our NYMEX Submission No. 16-433 in any related correspondence.

Sincerely,

/s/ Christopher Bowen
Managing Director and Chief Regulatory Counsel

Attachment: Exhibit 1

EXHIBIT 1

Brent Futures and Inter-Commodity Spread Market Maker Program

Program Purpose

The purpose of this Program is to incentivize market makers to provide liquidity in the products listed below. The resulting additional central limit order book liquidity benefits all participants in the market.

Product Scope

Brent Last Day Financial Futures ("BZ") and the Exchange's listed spread between BZ and Crude Oil Futures ("CL") ("BZ-CL Spread"), the Exchange's listed spread between BZ and NY Harbor ULSD Futures ("HO") ("BZ-HO Spread"), and the Exchange's listed spread between BZ and RBOB Gasoline Physical Futures ("RB") ("BZ-RB Spread"), ~~the Exchange's listed spread between BZ and European Low Sulphur Gasoil (100mt) Bullet Futures ("7F/GLI") ("BZ-7F/GLI Spread"), and the Exchange's listed spread between 7F/GLI and HO ("7F/GLI-HO Spread")~~ traded on the Globex Platform ("Products").

Eligible Participants

~~NYMEX may designate up to nine (9) participants in the Program. There is no limit to the number of participants that may participate in the Program.~~ Participants may be NYMEX members or non-members. Potential participants are required to submit an application/bid sheet to the Exchange as part of a competitive application process which is used to determine eligibility. In determining whether or not a prospective market maker is selected to participate in the Program, NYMEX staff may take into account a variety of factors including the strength of the quoting obligations the prospective market maker is willing to commit to provide and whether NYMEX staff believes that the prospective market maker can maintain such obligations. NYMEX may, from time to time, add or subtract from the aforementioned requirements as it deems necessary.

Program Term

Start date is November 30, 2012. End date is ~~December 31, 2016~~ December 31, 2017.

Hours

RTH (8AM CST – 2PM CST), ATH (7PM CST – 3AM CST), ETH (1AM CST – 8AM CST)

Obligations

~~Quoting Requirements. Participants in the Program must quote continuous two-sided markets in a combination of outright contracts, front month contracts, inter-commodity spreads, chained spread contracts and front to back spread contracts out the curve for the Products during U.S., European and/or Asian trading hours at contracted maximum bid/ask spreads and at contracted minimum quote sizes.~~

Participants in the Program must quote continuous two-sided markets in the Products at designated bid/ask spreads and quote sizes during a specified percentage of the trading hours.

Incentives

For each calendar month that a participant meets its quoting obligations, the applicable Program participant shall be eligible for predetermined incentives.

Monitoring and Termination of Status

The Exchange shall monitor trading activity and participants' performance and shall retain the right to revoke Program participant status if it concludes from review that a Program participant has failed to meet its obligations or no longer meets the eligibility requirements of the Program.