IMP	<b>ORTANT:</b> Check box if Confidential Treatment is re-	quested
0	stered Entity Identifier Code (optional): 15-045 (2 of 2)	
Orga	nization: <u>New York Mercantile Exchange, Inc. (''NYM</u>	<u>EX'')</u>
Filin	g as a: DCM SEF DCO	SDR
	se note - only ONE choice allowed.	
	g Date (mm/dd/yy): <u>February 20, 2015</u> Filing Descrip nitial Listing of Two (2) Petrochemical Futures Contra	
	CIFY FILING TYPE	
	se note only ONE choice allowed per Submission.	
	inization 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:	
New	Product Please note only ONE	product per Submission.
$\leq$	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
	ial Product Name: <u>See filing.</u>	
Prod	uct 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)



February 20, 2015

### VIA ELECTRONIC PORTAL

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

### Re: CFTC Regulation 40.2(a) Certification. Notification Regarding the Initial Listing of Two (2) Petrochemical Futures Contracts. NYMEX Submission No. 15-045 (2 of 2)

Dear Mr. Kirkpatrick:

New York Mercantile Exchange, Inc. ("NYMEX" or "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying the listing of two (2) new petrochemical futures contracts for Benzene listed below (collectively, the "Contracts") for trading on CME Globex and for submission for clearing through CME ClearPort, effective on Sunday, March 8, 2015 for trade date Monday, March 9, 2015.

Product Name	Commodity Code	NYMEX Rule Chapter
Benzene fob South Korea (Argus) Trade Month Futures	BSA	994
European Benzene cif ARA (Argus) Trade Month Futures	BEA	995

Pursuant to Commission Regulation 40.6(a), NYMEX is separately self-certifying block trading on these contracts with a minimum threshold of 2 contracts as listed in NYMEX/COMEX Submission No. 15-079.

The Contract specifications are as follows:

Contract Title	Benzene fob South Korea (Argus) Trade Month Futures	
Commodity Code	BSA	
Chapter	994	
Settlement Type	Financial	
Contract Size The contract quantity shall be 100 metric tons. Each shall be valued as the contract quantity (100) multiple settlement price.		
Termination of Trading	Trading shall cease on the fifteenth (15 <sup>th</sup> ) calendar day of the month prior to the contract month. If this is not an Exchange business day, trading shall cease on the preceding Exchange business day.	
Minimum Price Fluctuation	\$0.001 per metric ton	
Final Settlement Price Tick	\$0.001 per metric ton	

First Listed Month	May 2015	
Minimum Block level	2 contracts	
CME Globex Match Algorithm	First in First out (FIFO)	
Listing Convention	CME Globex and CME ClearPort: monthly contracts shall be listed for twelve (12) consecutive calendar months.	
Trading Hours	CME Globex and CME ClearPort: Sunday – Friday 6:00 p.m. – 5:15 p.m. (5:00 p.m. – 4:15 p.m. CT) with a 45-minute break each day beginning at 5:15 p.m. (4:15 p.m. CT).	

Contract Title	European Benzene cif ARA (Argus) Trade Month Futures		
Commodity Code	BEA		
Chapter	995		
Settlement Type	Financial		
Contract Size	The contract quantity shall be 100 metric tons. Each contract shall be valued as the contract quantity (100) multiplied by the settlement price.		
Termination of Trading	Trading shall cease on the sixth (6 <sup>th</sup> ) London business day prior to the beginning of the calendar month following the contract month.		
Minimum Price Fluctuation	\$0.001 per metric ton		
Final Settlement Price Tick	\$0.001 per metric ton		
First Listed Month	April 2015		
Minimum Block level	2 contracts		
CME Globex Match Algorithm	First in First out (FIFO)		
Listing Convention	CME Globex and CME ClearPort: monthly contracts shall be listed for twelve (12) consecutive calendar months.		
Trading Hours	CME Globex and CME ClearPort: Sunday – Friday 6:00 p.m. – 5:15 p.m. (5:00 p.m. – 4:15 p.m. CT) with a 45-minute break each day beginning at 5:15 p.m. (4:15 p.m. CT).		

#### Exchange Fees: •

Exchange Fees						
	Member Day	Member	Cross Division	Non-Member	IIP	
CME Globex	\$0.80	\$0.80	\$0.90	\$1.00	\$0.90	
CME ClearPort		\$0.80		\$1.00		
Agency Cross		\$0.80		\$1.00		
Ot	her Processing Fee	25				

Additional Fees and Surcharges		
Facilitation Desk Fee	\$0.30	

The Exchange is also notifying the CFTC that it is self-certifying the insertion of the terms and conditions for the new futures contracts into the Position Limit, Position Accountability and Reportable Level Table and Header Notes located in the Interpretations and Special Notices Section of Chapter 5 of the NYMEX Rulebook in relation to the listing of the new contracts. These terms and conditions establish the all month/any one month accountability levels, expiration month position limit, reportable level, diminishing balance and aggregation allocation for the contract.

The Exchange reviewed the designated contract market core principles ("Core Principles") as set forth in the Commodity Exchange Act ("CEA" or "Act") and identified that the amendments may have some bearing on the following Core Principles:

- <u>Compliance with Rules</u>: Trading the Contracts will be subject to the rules in Rulebook Chapter 4 which include prohibitions against fraudulent, noncompetitive, unfair and abusive practices. Additionally, trading in these futures contracts will also be subject to the full panoply of trade practice rules, the majority of which are contained in Chapter 5 and Chapter 8 of the Rulebook. As with all products listed for trading on one of CME Group's designated contract markets, activity in the new products will be subject to extensive monitoring and surveillance by CME Group's Market Regulation Department. The Market Regulation Department has the authority to exercise its investigatory and enforcement power where potential rule violations are identified.
- <u>Contracts not Readily Susceptible to Manipulation</u>: The Contracts are not readily susceptible to manipulation due to the structure of the underlying price assessment methodology administered by the Argus Media, which incorporates data from a diverse number of market sources.
- Prevention of Market Disruption: Trading in the Contracts will be subject to the Rules of NYMEX which include prohibitions on manipulation, price distortion and disruptions of the delivery or cash-settlement process. As with all products listed for trading on one of CME Group's designated contract markets, activity in the new products will be subject to extensive monitoring and surveillance by CME Group's Market Regulation Department.
- <u>Position Limitations or Accountability:</u> The spot month position limit for the new contracts are set at a conservative level that is less than 25% of the monthly deliverable supply in the underlying market in accordance with the guidelines included in CFTC Part 151.
- <u>Availability of General Information</u>: The Exchange will publish information on the contract's specifications on its website, together with daily trading volume, open interest, and price information.
- <u>Daily Publication of Trading Information</u>: Price Assessment information will be published daily on the Exchange's website and via quote vendors.
- <u>Financial Integrity of Contracts:</u> The Contracts will be cleared by the CME Clearing House which is a registered derivatives clearing organization with the Commission and is subject to all Commission regulations related thereto.
- <u>Execution of Transactions:</u> The Contracts will be listed for trading on CME Globex and for clearing through the CME ClearPort platform. The CME ClearPort platform provides a

competitive, open and efficient mechanism for novating transactions that are competitively executed by brokers. The CME Globex electronic trading platform provides for a competitive and open execution of transactions due to its advanced functionality, high reliability and global connectivity. Establishing non-reviewable trading ranges for Globex trades in the products facilitate price discovery in the products by encouraging narrow bid/ask spreads.

- <u>Trade Information</u>: All required trade information is included in the audit trail and is sufficient for the Market Regulation Department to monitor for market abuse.
- <u>Protection of Market Participants:</u> Rulebook Chapters 4 and 5 contain multiple prohibitions precluding intermediaries from disadvantaging their customers. These rules apply to trading on all of the Exchange's competitive trading venues and will be applicable to transactions in the subject contracts.
- <u>Disciplinary Procedures</u>: Chapter 4 of the Rulebook contains provisions that allow the Exchange to discipline, suspend or expel members or market participants that violate the Rulebook. Trading in the subject contracts will be subject to Chapter 4, and the Market Regulation Department has the authority to exercise its enforcement power in the event rule violations in this contract are identified.

Pursuant to Section 5c(c) of the Act and CFTC Regulation 40.2(a), the Exchange hereby certifies that the Contracts comply with the Act, including regulations under the Act.

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

Should you have any questions concerning the above, please contact the undersigned at (212) 299-2200 or via e-mail at CMEGSubmissionInquiry@cmegroup.com.

Sincerely,

/s/ Christopher Bowen Managing Director and Chief Regulatory Counsel

Attachments: Appendix A: NYMEX Rule Chapters Appendix B: NYMEX Rule 588.H – Non-reviewable Range Table Appendix C: Position Limit, Position Accountability, and Reportable Level Table in Chapter 5 of the NYMEX Rulebook (attached under separate cover)

### APPENDIX A

### NYMEX RULEBOOK

## Chapter 994 Benzene fob South Korea (Argus) Trade Month Futures

#### 994100. SCOPE OF CHAPTER

The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price. The procedures for trading, clearing and cash settlement of this contract, and any other matters not specifically covered herein shall be governed by the general rules of the Exchange.

#### 994101. CONTRACT SPECIFICATIONS

The "Settlement Period" for a specified contract month shall be the one month period that starts on, and includes, the first Singapore business day following the 15th calendar day of the month that is two months prior to the contract month and ends on, and includes, the 15th calendar day of the month prior to the contract month.

The Floating Price shall be determined following the publication of the Argus DeWitt Benzene Daily on the last publication day in the settlement period. If such a day is not an Exchange business day, the Floating Price shall be determined on the following Exchange business day.

The Floating Price for each contract month is equal to the arithmetic average of the "fob South Korea" Benzene prompt month assessment published in respect of the contract month by Argus in the Daily Benzene Daily for each day that is published during the Settlement Period.

#### 994102. TRADING SPECIFICATIONS

The number of months open for trading at a given time shall be determined by the Exchange

#### 994102.A. Trading Schedule

The hours of trading for this contract shall be determined by the Exchange.

#### 994102.B. Trading Unit

The contract quantity shall be 100 metric tons. Each contract shall be valued as the contract quantity (100) multiplied by the settlement price.

#### 994102.C. Price Increments

Prices shall be quoted in U.S. dollars and cents per metric ton. The minimum price fluctuation shall be \$0.001 per metric ton. There shall be no maximum price fluctuation.

#### 994102.D. Position Limits, Exemptions, Position Accountability and Reportable Levels

The applicable position limits and/or accountability levels, in addition to the reportable levels, are set forth in the Position Limit, Position Accountability and Reportable Level Table in the Interpretations & Special Notices Section of Chapter 5.

A Person seeking an exemption from position limits for bona fide commercial purposes shall apply to the Market Regulation Department on forms provided by the Exchange, and the Market Regulation Department may grant qualified exemptions in its sole discretion.

Refer to Rule 559 for requirements concerning the aggregation of positions and allowable exemptions from the specified position limits.

#### 994102.E. Termination of Trading

Trading shall cease on the fifteenth (15<sup>th</sup>) calendar day of the month prior to the contract month. If this is not an Exchange business day, trading shall cease on the preceding Exchange business day.

### 994103. FINAL SETTLEMENT

Delivery under the contract shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.

#### 994104. DISCLAIMER

Argus Media ("Argus") licenses the New York Mercantile Exchange, Inc. ("NYMEX") to use various Argus price assessments in connection with the trading of the contract.

NEITHER NYMEX AND ITS AFFILIATES NOR ARGUS GUARANTEES THE ACCURACY AND/OR COMPLETENESS OF THE ASSESSMENT OR ANY OF THE DATA INCLUDED THEREIN. NYMEX AND ITS AFFILIATES AND ARGUS MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AS TO THE RESULTS TO BE OBTAINED BY ANY PERSON OR ENTITY FROM USE OF THE ASSESSMENT, TRADING BASED ON THE ASSESSMENT, OR ANY DATA INCLUDED THEREIN IN CONNECTION WITH THE TRADING OF THE CONTRACT, OR, FOR ANY OTHER USE. NYMEX AND ITS AFFILIATES AND ARGUS MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AND HEREBY DISCLAIM ALL WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR USE WITH RESPECT TO THE ASSESSMENT OR ANY DATA INCLUDED THEREIN. WITHOUT LIMITING ANY OF THE FOREGOING, IN NO EVENT SHALL NYMEX AND ITS AFFILIATES OR ARGUS HAVE ANY LIABILITY FOR ANY LOST PROFITS OR INDIRECT, PUNITIVE, SPECIAL OR CONSEQUENTIAL DAMAGES (INCLUDING LOST PROFITS), EVEN IF NOTIFIED OF THE POSSIBILITY OF SUCH DAMAGES.

## Chapter 995 European Benzene cif ARA (Argus) Trade Month Futures

### 995100. SCOPE OF CHAPTER

The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price. The procedures for trading, clearing and cash settlement of this contract, and any other matters not specifically covered herein shall be governed by the general rules of the Exchange.

#### 995101. CONTRACT SPECIFICATIONS

The "Settlement Period" for a specified contract month shall be the one month period that starts on, and includes the 5th London business day prior to the beginning of the contract month and ends on, and includes, the 6th London business day prior to beginning of the calendar month following the contract month.

The Floating Price shall be determined following the publication of the Argus DeWitt Benzene Daily on the last publication day in the settlement period. If such a day is not an Exchange business day, the Floating Price shall be determined on the following Exchange business day.

The Floating Price for each contract month is equal to the arithmetic average of the "cif ARA" Benzene prompt month assessment published in respect of the contract month by Argus in the Argus DeWitt Benzene Daily for each day that it is published during the Settlement Period.

#### 995102. TRADING SPECIFICATIONS

The number of months open for trading at a given time shall be determined by the Exchange

#### 995102.A. Trading Schedule

The hours of trading for this contract shall be determined by the Exchange.

#### 995102.B. Trading Unit

The contract quantity shall be 100 metric tons. Each contract shall be valued as the contract quantity (100) multiplied by the settlement price.

#### 995102.C. Price Increments

Prices shall be quoted in U.S. dollars and cents per metric ton. The minimum price fluctuation shall be \$0.001 per metric ton. There shall be no maximum price fluctuation.

#### 995102.D. Position Limits, Exemptions, Position Accountability and Reportable Levels

The applicable position limits and/or accountability levels, in addition to the reportable levels, are set forth in the Position Limit, Position Accountability and Reportable Level Table in the Interpretations & Special Notices Section of Chapter 5.

A Person seeking an exemption from position limits for bona fide commercial purposes shall apply to the Market Regulation Department on forms provided by the Exchange, and the Market Regulation Department may grant qualified exemptions in its sole discretion.

Refer to Rule 559 for requirements concerning the aggregation of positions and allowable exemptions from the specified position limits.

#### 995102.E. Termination of Trading

Trading shall cease on the sixth  $(6^{th})$  London business day prior to the beginning of the calendar month following the contract month.

#### 995103. FINAL SETTLEMENT

Delivery under the contract shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.

#### 995104. DISCLAIMER

Argus Media ("Argus") licenses the New York Mercantile Exchange, Inc. ("NYMEX") to use various Argus price assessments in connection with the trading of the contract.

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# APPENDIX B

# NYMEX Rule 588.H. Non-Reviewable Range Table

Instrument	Non-Reviewable Range (NRR) in Globex format	NRR including Unit of Measure	NRR Ticks
European Benzene cif ARA (Argus) Trade Month Futures	200	\$2.00 per metric ton	200
Benzene fob South Korea (Argus) Trade Month Futures	200	\$2.00 per metric ton	200

## (Underscore denotes addition)

# Appendix C

# Position Limit, Position Accountability, and Reportable Level Table in Chapter 5

## of the NYMEX Rulebook

(Attached under separate cover)