

May 26, 2004

BY EMAIL AND FACSIMILE

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 04.69: Notification of Change in NYMEX ACCESSsm Trading Hours for the following futures contracts: Gold, Silver, Copper, Aluminum, Platinum, Palladium, and Propane

Dear CFTC Commissioners:

The New York Mercantile Exchange, Inc. ("NYMEX" or the "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is expanding the trading hours on NYMEX ACCESSsm to start earlier for the following futures contract that are currently listed on the system: Gold, Silver, Copper, Aluminum, Platinum, Palladium, and Propane.

The new trading hours on NYMEX ACCESSsm will be as follows:

- 1) for Gold, Silver, Copper, Platinum, and Palladium (Sundays from 7:00 p.m. to 8:00 a.m.; Mondays through Thursdays from 2:00 p.m. to 8:00 a.m.).
- 2) for Aluminum (Sundays from 7:00 p.m. to 7:40 a.m.; Mondays through Thursdays from 2:00 p.m. to 7:40 a.m.).
- 3) for Propane (Sundays from 7:00 p.m. to 9:00 a.m.; Mondays through Thursdays from 1:45 p.m. to 9:00 a.m.).

This expansion in trading hours on NYMEX ACCESSsm will go into effect on Tuesday, June 2, 2004 (for trade date Wednesday, June 3, 2004). Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that this change in trading hours for NYMEX ACCESSsm complies with the Act, including regulations under the Act.

Should you have any questions concerning the above, please contact Dan Brusstar, Director, Research, at (212) 299-2604; or contact the undersigned at (212) 299-2390.

Very truly yours,

Robert Levin
Senior Vice President, Research