



U.S. COMMODITY FUTURES TRADING COMMISSION

Three Lafayette Centre
1155 21st Street, NW, Washington, DC 20581
Telephone: (202) 418-5000
Facsimile: (202) 418-5521
www.cftc.gov

**Division of
Market Oversight**

July 9, 2012

Mr. Sean M. Downey
Director and Assistant General Counsel
20 South Wacker Drive
Chicago, Illinois 60606

Re: Rule 40.6(d) New York Mercantile Exchange, Inc. and Commodity Exchange, Inc.
Weekly Notification of Amendments NYMEX/COMEX Submission No. 12-223

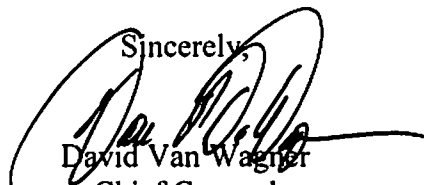
Dear Mr. Downey,

Reference is made to the submission noted above, dated June 28, 2012, wherein the Exchange notes that on May 21, 2012, it implemented amendments without notifying the Commission as required under Commission Regulation 40.6(d). Specifically, on May 21, 2012, the Exchange reduced the minimum price fluctuation limit for twelve (12) petroleum swap futures contracts and did not make an appropriate related filing with the Commission for such rule change, under Regulation 40.6(b) or any other Part 40 provision.¹

The Division reminds the Exchange of its responsibility to comply with all requirements of Commission Regulations and that Weekly Notification Filings of amendments must be submitted to the Commission in a timely manner.

Please direct any questions on this matter to the undersigned at 202 418 5481 or John Forkkio at 202 418-5281.

Sincerely,



David Van Wagner
Chief Counsel

¹ The futures contracts are Dated Brent (Platts) Calendar Swap, European Naphtha (Platts) Calendar Swap, European 1% Fuel Oil (Platts) Cargoes FOB NWE Calendar Swap, European 1% Fuel Oil (Platts) Barges FOB Rdam Calendar Swap, European 3.5% Fuel Oil (Platts) Barges FOB Rdam Calendar Swap, Dated to Frontline Brent Swap, Brent (ICE) Calendar Swap, European Gasoil Crack Spread Swap, European Naphtha (Platts) Crack Spread Swap, European Diesel 10 ppm (Platts) Barges FOB Rdam vs. Gasoil Swap, 3.5% Fuel Oil (Platts) Barges FOB Rdam Crack Spread Swap, and European Gasoil (ICE) Swap.