



C.F.T.C.
OFFICE OF THE SECRETARIAT

January 7, 2010 2010 JAN 8 AM 7 54

VIA E-MAIL

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

Re: Rule Certification. New York Mercantile Exchange, Inc. Submission #10-006: Notification of Amendment to NYMEX Chapter 5, Position Limit, Position Accountability and Reportable Level Table, NYMEX Rule 559, Expiration Month Limit, to Increase the Copper Futures Spot Month Position Limit

Dear Mr. Stawick:

The New York Mercantile Exchange ("NYMEX" or "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying an amendment to NYMEX Chapter 5, Position Limit, Position Accountability and Reportable Level Table, NYMEX Rule 559, Expiration Month Limit, to reflect the increase in the COMEX Division Copper Futures contract spot month position limit from 750 contracts to 1,200 contracts, that will commence with the February spot month. This determination was based upon an analysis of the current COMEX Copper warehouse stocks.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule amendment complies with the Act, including regulations under the Act. This amendment will be effective January 25, 2010.

Should you have any questions concerning the above, please contact Anthony V. Densieski, Director, Market Surveillance, at (212) 299-2881, or me at (312) 648-5422.

Sincerely,

/s/ Stephen M. Szarmack
Regulatory Counsel

Attachment

8014

NOTIFICATION OF AMENDMENT TO NYMEX CHAPTER 5 TABLE, RULE 559

(Strikethrough indicates deletions; bold/underline indicates additions)

<u>Contract Name</u>	<u>Rule Chapter</u>	<u>Commodity Code</u>	<u>All Month Account-ability Level</u>	<u>Any One Month Account-ability Level</u>	<u>Expiration Month Limit</u>	<u>Report- ing Level</u>	<u>Aggre- gate Into (1)</u>
			<u>Rule 560</u>	<u>Rule 560</u>	<u>Rule 559</u>	<u>Rule 561</u>	
<i>Metals</i>							
<i>USA</i>							
Copper Futures	111	HG	5,000	5,000	750 <u>1,200</u>	25	HG