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January 21, 2010

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 #10-025:
Notification of Amendment to Commencement of the Increase in 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 the commencement and effective date for the increase in the Copper Futures spot month position limit previously self-certified under NYMEX Submission #10-006 on January 7, 2010. In Submission 10-006, the Exchange had certified amendments 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. However, the submission inadvertently cited commencement of the increase with the February spot month. The increase (reflected in the attached blackline for your convenience) will in fact commence with the March spot month.

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 for trade date February 26, 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

8042

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 Accountability Level</u>	<u>Any One Month Accountability Level</u>	<u>Expiration Month Limit</u>	<u>Reporting Level</u>	<u>Aggregate 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