

CFTC 2011 FEB 24 PN 2: 30 OFFICE OF THE SECRETARIAT

RECEIVED

February 24, 2011

<u>VIA E-MAIL</u> 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 #11-022: Notification of Amendments to Chapter 5, Position Limit, Position Accountability and Reportable Level Table of the NYMEX Rulebook Relating to the Launch of Seven (7) Petroleum Swap Futures Contracts, and Administrative Amendments to Existing Related Contracts

Dear Mr. Stawick:

The New York Mercantile Exchange, Inc. ("NYMEX" or "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying amendments to the Position Limit, Position Accountability and Reportable Level Table located in the Interpretations and Special Notices Section of Chapter 5 of the NYMEX Rulebook in relation to the listing of seven (7) new petroleum swap futures contracts. These amendments establish the all month/any one month accountability levels, expiration month position limits, reportable levels, and diminishing balances and aggregation allocations for the new contracts.

Additional administrative amendments were made to the any one month accountability levels of existing related petroleum contracts that were affected by the launch of the new contracts.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule amendments comply with the Act, including regulations under the Act. There were no substantive opposing views to this proposal. This change will be made effective on trade date February 28, 2011.

Should you have any questions concerning the above, please contact the undersigned at (212) 299-2207, Joseph Hawrysz, Director, Global Market Surveillance at (312) 341-7750, or Ryne Toscano, Supervisor, Market Surveillance, at (212) 299-2879. Please reference our NYMEX Submission No. 11-022 in any related correspondence.

Sincerely,

/s/ Felix Khalatnikov Dir & Assoc General Counsel

Attachment

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NOTIFICATION OF AMENDMENTS TO NYMEX RULEBOOK CHAPTER 5 TABLE (Bold/underline indicates additions)

<u>Contract Name</u>	<u>Rule</u> <u>Chap-</u> <u>ter</u>	<u>Com-</u> <u>modity</u> <u>Code</u>	<u>Diminish-</u> ing <u>Balances</u> <u>Contracts</u>	<u>All Month</u> <u>Account-</u> <u>ability</u> <u>Level</u>	<u>Any One</u> <u>Month</u> <u>Account-</u> <u>ability</u> <u>Level</u>	<u>Expira-</u> <u>tion</u> <u>Month</u> Limit	<u>Report-</u> ing Level	<u>Aggre-</u> <u>gate</u> Into (1)	<u>Aggre-</u> <u>gate</u> Into (2)
				Rule 560	Rule 560	<u>Rule</u> 559	<u>Rule 561</u>		
Petroleum									
USA									
Gulf Coast									
<u>Gulf Coast No. 6</u> Fuel Oil 3.0% vs. <u>European 3.5%</u> Fuel Oil Barges <u>FOB Rdam</u> (Platts) Swap Futures	425	GCU	*	<u>10,000/</u> <u>1,500</u>	<u>10,000/</u> <u>1,500</u>	<u>1,000/</u> <u>150</u>	<u>25</u>	ME	UV
New York Harbor		a ar as							·
NY 0.3% Fuel Oil HiPr (Platts) Swap Futures	464	8N	*	5,000 ·	3,500 <u>5.000</u>	500	25	8N	
<u>New York 0.3%</u> <u>Fuel Oil HiPr</u> (Platts) BALMO Swap Futures	<u>483</u>	<u>NYB</u>	*	<u>5,000</u>	<u>5,000</u>	<u>500</u>	<u>25</u>	<u>8N</u>	
<u>New York 0.3%</u> <u>Fuel Oil HiPr vs.</u> <u>New York Fuel</u> <u>Oil 1.0% (Platts)</u> <u>Swap Futures</u>	<u>492</u>	<u>NYH</u>	*	<u>5,000/</u> 10,000	<u>5,000/</u> <u>10,000</u>	<u>500/</u> 1,000	<u>25</u>	<u>8N</u>	MM
NY 0.7% Fuel Oil (Platts) Swap Futures	305	Y4	*	2,000	1,500 <u>2.000</u>	300	25	Y4	
<u>New York 0.7%</u> Fuel Oil (Platts) BALMO Swap Futures	<u>427</u>	<u>NYS</u>	*	<u>2,000</u>	<u>2,000</u>	<u>300</u>	<u>25</u>	<u>Y4</u>	

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<u>New York Fuel</u> <u>Oil 1.0% vs.</u> <u>European 1%</u> <u>Fuel Oil Cargoes</u> <u>FOB NWE</u> (Platts) Swap Futures	<u>426</u>	NYF	*	<u>10.000/</u> <u>1.500</u>	<u>10,000/</u> <u>1,500</u>	<u>1,000/</u> <u>150</u>	<u>25</u>	MM	<u>UF</u>
NY 2.2% Fuel Oil (Platts) Swap Futures	. 306	Y3	*	2,000	1,500 2.000	300	25	Y3	
<u>New York 2.2%</u> Fuel Oil (Platts) BALMO Swap Futures	<u>.</u> 330	NYE	*	2,000	2,000	300	<u>25</u>	<u>Y3</u>	
NY 3.0% Fuel Oil (Platts) Swap Futures	307	H1	*	2,000	1,500 2,000	300	25	H1	
<u>New York 3.0%</u> <u>Fuel Oil (Platts)</u> <u>BALMO Swap</u> <u>Futures</u>	<u>331</u>	<u>NYT</u>	*	<u>2,000</u>	<u>2.000</u>	<u>300</u>	<u>25</u>	<u>H1</u>	

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