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OFFICE OF THE SECRETARIAT

February 25, 2009

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 #09.02:
Notification of Amendment to the New York Harbor Gasoline Blendstock
(RBOB) Futures Contract Listed on CME ClearPort® Electronic Clearing
and Trading Systems**

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 the following rule amendment which clarifies the gasoline specification in effect for the March contract month for New York Harbor Gasoline Blendstock (RBOB) futures contract listed on CME ClearPort® electronic clearing and trading systems.

The rule amendment specifies that deliveries against the March RBOB contract shall meet the Buckeye Pipeline Grade 542 requirements. The amendment is a clarification of the existing requirements for March deliveries.

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 change will become effective on Friday, February 27, 2009.

Should you have any questions concerning the above, please contact Daniel Brusstar at (212) 299-2604 or the undersigned at (202) 638-3838.

Sincerely,

De'Ana H. Dow
Managing Director
Government Relations

Attachment: Rule Amendment

(Underline indicates insertion, and ~~strikethrough~~ indicates deletion)

New York Harbor Gasoline Blendstock (RBOB) Futures Contract

191.03 Grade and Quality Specifications

The RBOB delivered shall be a hydrocarbon oil free from alkali, mineral acid, grit, fibrous or other foreign matter, meeting the specifications as are in effect for downstream parties at the time of delivery meeting the requirements of Colonial Pipeline Company (Atlanta, Georgia) for:

(A) Fungible F Grade, Reformulated Regular Gasoline Blendstock (RBOB) for Blending with 10% Denatured Fuel Ethanol (92% Purity) as defined in ASTM D4806 as listed by the Colonial Pipeline as being properly designated for sale in New York and New Jersey in accordance with U.S. Environmental Protection Agency (EPA) regulations; provided, however, and notwithstanding anything to the contrary in the Colonial Pipeline Company specifications, the specifications set forth in Subsections (A)(1) through(A)(5) below shall apply for Reid Vapor Pressure, Oxygenation, Corrosion, Distillation, and EPA Reformulated Gasoline requirements:

(1) Reid Vapor Pressure: RBOB delivered pursuant to this contract shall have Reid Vapor Pressure no greater than the following maximum levels after blending with denatured fuel ethanol:

MONTH	p.s.i
January	15.0
February	15.0
March	13.5
April	9.0
May	9.0
June	9.0
July	9.0
August	9.0
September 1-15	9.0
September 16-30	13.5
October	13.5
November	15.0
December	15.0

Provided that, deliveries on the September contract originally nominated for delivery on or before September 15 shall not exceed 9.0 p.s.i., regardless of the time of actual delivery.

(2) Oxygenation: RBOB shall not contain oxygenates, such as ethers or alcohols. The *di minimis* limit of MTBE, ETBE, and TAME allowed is 0.3% by volume maximum.

(3) Corrosion: RBOB shall comply with the Colonial specifications for Copper and Silver Corrosion under ASTM D130 and ASTM D4814. The NACE Corrosion test is not required.

(4) Distillation: RBOB shall comply with the Colonial Pipeline Distillation requirements, except for the T50 minimum requirement during the winter season when the Non-VOC controlled RBOB shall meet the T50 minimum requirement (for 50% by volume Evaporation) at 150 Degrees Fahrenheit, as required by Buckeye Pipeline Grade 542. Deliveries against the March contract month shall meet the Buckeye Pipeline Grade 542 requirements for the minimum T50 distillation standard and the minimum temperature for meeting the Vapor/Liquid Ratio (V/L) in effect for Non-VOC controlled RBOB.

The remainder of rule 191.03 is unchanged.