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OFFICE OF THE SECRETARIAT

March 5, 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 #09.32:
Notification of Amendments to NYMEX Rules 9A.26, 9A.27 and 9A.34 for
Thirteen (13) New Petroleum Swap Futures Contracts and an Administrative
Amendment for an Existing Related Contract.**

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 NYMEX Rules 9A.26, All Month/Any One Month Accountability Levels, 9A.27, Expiration Month Limits, and 9A.34 Reporting Levels, in relation to the listing of thirteen (13) new petroleum swap futures contracts.

These amendments establish the accountability levels, position limits, and reportable levels for the new contracts. In addition, an administrative amendment was made to the aggregation allocation for the EIA On-Highway Retail Diesel Swap Contract that was affected with the launch of the aforementioned 13 new petroleum swap futures 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. These changes will be made effective on trade date March 9, 2009.

Should you have any questions concerning the above, please contact Anthony V. Densieski, Director, Market Surveillance, at (212) 299-2881, or the undersigned at (202) 638-3838.

Sincerely,

De'Ana H. Dow
Managing Director
Government Relations

Attachment

NOTIFICATION OF AMENDMENTS TO NYMEX RULES 9A.26, 9A.27 and 9A.34
(bold/underline indicates additions; strikethrough indicates deletions)

Contract Name	Rule Chapter	Commodity Code	All Month Accountability Level	Any One Month Accountability Level	Expiration Month Limit	Reporting Level	Aggregate Into (1)	Aggregate Into (2)
			Rule 9A.26	Rule 9A.26	Rule 9A.27	Rule 9A.34		
<i>Petroleum</i>								
<i>USA</i>								
<u>EIA Flat Tax On-Highway Diesel Swap</u>	<u>301</u>	<u>A5</u>	<u>7,000</u>	<u>5,000</u>	<u>1,000</u>	<u>25</u>	<u>A5</u>	
EIA On-Highway Retail Diesel Swap Contract	530	HI	7,000	5,000	1,000	25	HI-A5	
<i>Gulf Coast</i>								
<u>Argus ILS Trade Month Swap</u>	<u>302</u>	<u>A4</u>	<u>20,000</u>	<u>15,000</u>	<u>3,000</u>	<u>25</u>	<u>A4</u>	
<u>Argus ILS vs. WTI (Argus) Trade Month Swap</u>	<u>303</u>	<u>E5</u>	<u>20,000/20,000</u>	<u>15,000/15,000</u>	<u>3,000/3,000</u>	<u>25</u>	<u>A4</u>	<u>V7</u>
<i>New York Harbor</i>								
<u>New York 0.7% Fuel Oil (Platts) Swap</u>	<u>305</u>	<u>Y4</u>	<u>2,000</u>	<u>1,500</u>	<u>300</u>	<u>25</u>	<u>Y4</u>	
<u>New York 2.2% Fuel Oil (Platts) Swap</u>	<u>306</u>	<u>Y3</u>	<u>2,000</u>	<u>1,500</u>	<u>300</u>	<u>25</u>	<u>Y3</u>	
<u>New York 3.0% Fuel Oil (Platts) Swap</u>	<u>307</u>	<u>H1</u>	<u>2,000</u>	<u>1,500</u>	<u>300</u>	<u>25</u>	<u>H1</u>	
<i>Crushing, Oklahoma</i>								
<u>Argus WTI Trade Month Swap</u>	<u>304</u>	<u>V7</u>	<u>20,000</u>	<u>15,000</u>	<u>3,000</u>	<u>25</u>	<u>V7</u>	
<i>Asia/Pacific</i>								
<i>Japan</i>								
<u>Japan Naphtha BALMO Swap</u>	<u>308</u>	<u>E6</u>	<u>1,000</u>	<u>1,000</u>	<u>100</u>	<u>25</u>	<u>IA</u>	

<u>Vessel Freight</u>								
<u>Freight Route</u> <u>TC4 BALMO</u> <u>Swap</u>	<u>309</u>	<u>V9</u>	<u>5,000</u>	<u>5,000</u>	<u>500</u>	<u>25</u>	<u>V9</u>	
<u>Light</u> <u>Hydrocarbons</u> <u>Mt. Belvieu</u>								
<u>Mt. Belvieu</u> <u>Ethane (OPIS)</u> <u>BALMO Swap</u>	<u>315</u>	<u>V4</u>	<u>2,000</u>	<u>1,500</u>	<u>250</u>	<u>25</u>	<u>W8</u>	
<u>Mt. Belvieu</u> <u>Natural Gasoline</u> <u>(OPIS) BALMO</u> <u>Swap</u>	<u>314</u>	<u>V5</u>	<u>2,000</u>	<u>1,500</u>	<u>250</u>	<u>25</u>	<u>W3</u>	
<u>Mt. Belvieu</u> <u>Normal Butane</u> <u>(OPIS) BALMO</u> <u>Swap</u>	<u>316</u>	<u>Y5</u>	<u>2,000</u>	<u>1,500</u>	<u>250</u>	<u>25</u>	<u>Z2</u>	
<u>Mt. Belvieu</u> <u>Propane (OPIS)</u> <u>BALMO Swap</u>	<u>313</u>	<u>V6</u>	<u>2,000</u>	<u>1,500</u>	<u>250</u>	<u>25</u>	<u>PT</u>	