

March 18, 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 #09.44:
Notification of Amendments to NYMEX Rules 9A.26, 9A.27 and 9A.34 for
Ten (10) New Electricity Swap Futures 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 NYMEX Rules 9A.26, All Month/Any One Month Accountability Level, 9A.27, Expiration Month Limit, and 9A.34 Reporting Level, in relation to the listing of eight (8) new California Independent System Operator (CAISO) and two (2) new Midwest Independent Transmission System Operator, Inc. (MISO) electricity swap futures contracts. These amendments establish the accountability levels, position limits, and reportable levels for 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. These changes will be made effective on trade date March 23, 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

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

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>Electricity</i>								
<i>California Independent System Operator (CAISO)</i>								
<i>NP15</i>								
<u>CAISO NP15 EZ Gen Hub 5 MW Peak Calendar-Month Day-Ahead LMP Swap Futures</u>	<u>342</u>	<u>4X</u>	<u>35,000</u>	<u>25,000</u>	<u>5,000</u>	<u>25</u>	<u>4X</u>	
<u>CAISO NP15 EZ Gen Hub 5 MW Peak Calendar-Day Day-Ahead LMP Swap Futures</u>	<u>346</u>	<u>3Z</u>	<u>35,000</u>	<u>25,000</u>	<u>5,000</u>	<u>25</u>	<u>4X</u>	
<u>CAISO NP15 EZ Gen Hub 5 MW Off-Peak Calendar-Month Day-Ahead LMP Swap Futures</u>	<u>344</u>	<u>3X</u>	<u>300,000</u>	<u>200,000</u>	<u>60,000</u>	<u>25</u>	<u>3X</u>	
<u>CAISO NP15 EZ Gen Hub 5 MW Off-Peak Calendar-Day Day-Ahead LMP Swap Futures</u>	<u>348</u>	<u>2Z</u>	<u>300,000</u>	<u>200,000</u>	<u>60,000</u>	<u>25</u>	<u>3X</u>	
<i>SP15</i>								
<u>CAISO SP15 EZ Gen Hub 5 MW Peak Calendar-Month Day-Ahead LMP Swap Futures</u>	<u>343</u>	<u>9X</u>	<u>40,000</u>	<u>30,000</u>	<u>6,000</u>	<u>25</u>	<u>9X</u>	

<u>CAISO SP15 EZ Gen Hub 5 MW Peak Calendar- Day Day-Ahead LMP Swap Futures</u>	<u>347</u>	<u>9Z</u>	<u>40,000</u>	<u>30,000</u>	<u>6,000</u>	<u>25</u>	<u>9X</u>	
<u>CAISO SP15 EZ Gen Hub 5 MW Off-Peak Calendar-Month Day-Ahead LMP Swap Futures</u>	<u>345</u>	<u>5X</u>	<u>400,000</u>	<u>250,000</u>	<u>75,000</u>	<u>25</u>	<u>5X</u>	
<u>CAISO SP15 EZ Gen Hub 5 MW Off-Peak Calendar-Day Day-Ahead LMP Swap Futures</u>	<u>349</u>	<u>4Z</u>	<u>400,000</u>	<u>250,000</u>	<u>75,000</u>	<u>25</u>	<u>5X</u>	
<i>ERCOT</i>								
<i>Midwest Independent Transmission System Operator, Inc. (MISO)</i>								
<u>Midwest Independent Transmission System Operator Cinergy Hub 5 MW Off-Peak Calendar-Month Real-Time Swap Futures</u>	<u>803</u>	<u>H4</u>	<u>700</u>	<u>500</u>	<u>100</u>	<u>25</u>	<u>EJ</u>	
<u>Midwest Independent Transmission System Operator Cinergy Hub 5 MW Off-Peak Calendar-Month Day-Ahead Swap Futures</u>	<u>893</u>	<u>K2</u>	<u>250,000</u>	<u>200,000</u>	<u>40,000</u>	<u>25</u>	<u>K2</u>	