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OFFICE OF THE SECRETARIAT March 19, 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 #09.43:
Notification of Amendments to NYMEX Rules 9A.26, 9A.27 and 9A.34 for
Fourteen (14) New Petroleum Swap Futures Contracts and Administrative
Amendments to Certain Existing Contract Names**

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 Limit, and 9A.34 Reporting Level, in relation to the listing of fourteen (14) new petroleum swap futures contracts. These amendments establish the accountability levels, position limits, and reportable levels for the new contracts. Additionally, administrative amendments are made to the spelling of the titles of several existing contracts listed in Appendix A of chapter 9A in order to align the contract names with the corresponding 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,

A handwritten signature in cursive script that reads "De'Ana H. Dow".

De'Ana H. Dow
Managing Director
Government Relations

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

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)
			<u>Rule 9A.26</u>	<u>Rule 9A.26</u>	<u>Rule 9A.27</u>	<u>Rule 9A.34</u>		
<i>Petroleum</i>								
<i>USA</i>								
<i>Group Three</i>								
<u>Group Three ULSD (Platts) Swap</u>	<u>324</u>	<u>A7</u>	<u>7,000</u>	<u>5,000</u>	<u>1,000</u>	<u>25</u>	<u>A7</u>	
<u>Group Three ULSD (Platts) vs. Heating Oil Spread Swap</u>	<u>325</u>	<u>A6</u>	<u>7,000/7,000</u>	<u>5,000/5,000</u>	<u>1,000/1,000</u>	<u>25/250</u>	<u>A7</u>	<u>HO</u>
<u>Group Three Unleaded Gasoline (Platts) Swap</u>	<u>322</u>	<u>A9</u>	<u>7,000</u>	<u>5,000</u>	<u>1,000</u>	<u>25</u>	<u>A9</u>	
<u>Group Three Unleaded Gasoline (Platts) vs. RBOB Spread Swap</u>	<u>323</u>	<u>A8</u>	<u>7,000/7,000</u>	<u>5,000/5,000</u>	<u>1,000/1,000</u>	<u>25/150</u>	<u>A9</u>	<u>RB</u>
<i>Gulf Coast</i>								
<u>ULSD Up-Down BALMO Swap</u>	<u>338</u>	<u>1L</u>	<u>10,000/7,000</u>	<u>10,000/5,000</u>	<u>1,000/1,000</u>	<u>25/250</u>	<u>LY</u>	<u>HO</u>
<u>Gulf Coast Gasoline Crack Spread BALMO Swap</u>	<u>336</u>	<u>1I</u>	<u>10,000/20,000</u>	<u>10,000/10,000</u>	<u>-/3,000</u>	<u>-/350</u>	<u>GS</u>	<u>CL</u>
<u>Gasoline Up-Down BALMO Swap</u>	<u>337</u>	<u>1K</u>	<u>10,000/7,000</u>	<u>10,000/5,000</u>	<u>1,000/1,000</u>	<u>25/150</u>	<u>GS</u>	<u>RB</u>
<u>Jet Up-Down BALMO Swap</u>	<u>339</u>	<u>1M</u>	<u>10,000/7,000</u>	<u>10,000/5,000</u>	<u>1,000/1,000</u>	<u>25/250</u>	<u>GE</u>	<u>HO</u>
<i>New York Harbor</i>								
<u>Heating Oil BALMO Calendar Swap</u>	<u>328</u>	<u>1G</u>	<u>7,000</u>	<u>5,000</u>	<u>1,000</u>	<u>250</u>	<u>HO</u>	

<u>Heating Oil Crack Spread BALMO Swap</u>	329	1H	7,000/20,000	5,000/10,000	1,000/3,000	250/350	HO	CL
<u>RBOB Gasoline BALMO Swap</u>	326	1D	7,000	5,000	1,000	150	RB	
<u>RBOB Crack Spread BALMO Swap</u>	327	1E	7,000/20,000	5,000/10,000	1,000/3,000	150/350	RB	CL
New York Fuel Oil 0.3% HiPr (Platts) Swap Contract	464	8N	5,000	3,500	500	25	8N	
<i>Europe</i>								
<i>Northwest Europe</i>								
<u>Brent CFD (Platts) Swap</u>	699	6W	5,000/5,000	5,000/5,000	1,000/1,000	25	UB	6W
<u>Brent CFD (Platts) vs. Brent Front Month (Platts) Swap</u>	319	1C	5,000/5,000	5,000/5,000	1,000/1,000	25/25	UB	1C
<u>Argus Biodiesel RME FOB Rdam Swap</u>	317	1A	3,500	2,500	500	25	1A	
<i>Mediterranean</i>								
<i>Genoa/Lavera</i>								
3.5% Fuel Oil (Platts) CIF MED Swap Contract	471	7D	1,500	1,000	100	25	7D	