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OFFICE OF THE SECRETARIAT

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 #09.48: Notification of Expansion of Listed Months for Heating Oil Calendar Spread Option Contract and New York Harbor Gasoline Blendstock (RBOB) Calendar Spread Option Contract Listed on the NYMEX Trading Floor and CME ClearPort® Electronic Clearing System

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 expansion of listed contract months for Heating Oil Calendar Spread Option and New York Harbor Gasoline Blendstock (RBOB) Calendar Spread Option contracts listed on the NYMEX trading floor and CME ClearPort electronic clearing system.

These contracts listed below will be extended for a total of 35 consecutive one-month spread contracts through February 2012 and will be listed on a monthly rolling basis. Currently these contracts are listed for 12 months.

- Heating Oil Calendar Spread Option Contract (code FA, Chapter 392)
- New York Harbor Gasoline Blendstock (RBOB) Calendar Spread Option (code ZA, Chapter 388)

The new listing will go into effect at the commencement of trading on March 26, 2009 on the NYMEX trading floor and CME ClearPort electronic clearing system. The contracts listed above are being expanded in accordance with NYMEX Rules 392.03 and 388.03, respectively, which grant the board of directors of the Exchange the power to set trading months.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the expansion of the listing of the additional contract months complies with the Act, including regulations under the Act.

Should you have any questions concerning the above, please contact Bob Biolsi at (212) 299-2610 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