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May 7, 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# 09.87: Notification of Amendment to the Floating Price Rule for the National Balancing Point (NBP) Henry Hub Basis Swap Futures 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 an amendment to the "Floating Price" rule for the National Balancing Point (NBP) Henry Hub Basis Swap Futures contract which is scheduled to launch on CME ClearPort® on trade date May 11, 2009 (as per Submission # 09-45, filed with the Commission on May 6, 2009).

This amendment is being implemented to clarify the operation of the "Floating Price" rule for this contract. This submission also contains an administrative amendment to the "Contract Quantity and Value" rule as a result of the amendment to the Floating Price rule.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached amendments comply with the Act, including regulations under the Act. Additions to the rule are underlined and deletions are lined out. These changes will become effective on trade date May 11, 2009.

Should you have any questions concerning the above, please contact Brad Leach at (212) 299-2609, or me at (312) 648-5422.

Sincerely,

/s/ Stephen M. Szarmack  
Director and Associate General Counsel

Attachments: Rule Amendments

## **National Balancing Point (NBP) Henry Hub Basis Swap Futures**

### **332.02 Floating Price**

The Floating Price for each contract month will be equal to the ICE UK Natural Gas Futures contract (NBP) settlement price (in British Pence per Therm) divided by ten (10), and then converted from British Sterling and British Pence per million British thermal units (MMBtu) to US dollars per MMBtu using the CME British Pound / U.S. Dollar 15-minute Weighted Average Derived Spot Price starting at 16:00 Local London time and developed for the National Balancing Point / Henry Hub Natural Gas Basis Swap Futures contract of the corresponding contract month minus the 15-minute Weighted Average Price of NYMEX (Henry Hub) Natural Gas Futures contract starting at 16:00 Local London time for the corresponding contract month.

### **332.03 Contract Quantity and Value**

The contract quantity shall be 2,500 ~~million British thermal units (MMBtu)~~.

Each National Balancing Point (NBP) Henry Hub Basis Swap Futures contract shall be valued as the contract quantity (2,500 MMBtu) multiplied by the settlement price.

[the remainder of this chapter is unchanged]