



Christopher Bowen
Managing Director and Chief Regulatory Counsel
Legal Department

May 24, 2013

VIA E-MAIL

Ms. Melissa Jurgens
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

**Re: Certification under § 40.6(a): Notification Regarding the Delisting of the Daily European Union Allowance (EUA) Futures Contracts
NYMEX Submission 13-193**

Dear Ms. Jurgens:

Effective today, the New York Mercantile Exchange, Inc. ("NYMEX" or the "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is delisting the Daily European Union Allowance (EUA) Futures contracts for contract days June 27, 2013 through July 4, 2013 ("Contracts"). There is currently no open interest in the Contracts.

As a result of the Union Registry's closure beginning July 1, 2013 through July 7, 2013, delivery in the Daily European Union Allowance (EUA) futures (commodity code EUL) contract days Thursday, June 27, 2013 through July 4, 2013 cannot take place. The market has been notified of the delisting via Chicago Mercantile Exchange Inc.'s ("CME") Clearing House Advisory Notice 13-244, attached hereto as Exhibit 1.

NYMEX business staff responsible for the delisting and the NYMEX legal department collectively reviewed the designated contract market core principles ("Core Principles") as set forth in the Commodity Exchange Act (the "Act" or "CEA"). During the review, NYMEX staff identified that the delisting may have some bearing on the following Core Principles:

- **Availability of General Information:** The Exchange made publicly available the details of the delisting by publishing CME Clearing House Advisory Notice 13-244, dated May 24, 2013.

Pursuant to Section 5c(c) of the CEA and CFTC Regulation 40.6(a), the Exchange hereby certifies that the delisting of the Contracts complies with the Act, including regulations thereunder. There were no substantive opposing views to this proposal.

The Exchange certifies that this submission has been concurrently posted on the Exchange's website at <http://www.cmegroup.com/market-regulation/rule-filings.html>.

Ms. Melissa Jurgens
May 24, 2013
Page 2

Should you have any questions concerning the above, please contact the undersigned at (212) 299.2200 or at Christopher.Bowen@cmegroup.com.

Sincerely,

/s/ Christopher K. Bowen
Managing Director and Chief Regulatory Counsel

Attachments: Exhibit 1 — CME Clearing House Advisory Notice 13-244

EXHIBIT 1



TO: Clearing Member Firms; Back Office Managers

FROM: CME Clearing

ADVISORY #: 13-244

SUBJECT: **Union Registry Closure Notification for Conversion of Phase 2 Allowances to Phase Allowances and Delisting of Daily EUA Contracts**

DATE: May 24, 2013

Please be advised the Union Registry will be closed **Monday, July 1, 2013 through Sunday, July 7, 2013** due to the Union Registry's banking process. The banking process involves the conversion of Phase 2 allowances to Phase 3 allowances. As a result of the Union Registry's closure beginning July 1, 2013 through July 7, 2013, delivery in the Daily European Union Allowance (EUA) futures (commodity code EUL) contract days Thursday, June 27, 2013 through July 4, 2013 cannot take place. As such, the Exchange will delist **EUL contract days Thursday, June 27, 2013 through July 4, 2013** for which there is no open interest.

In addition, there will be no impact to the delivery timeline for any other June 2013 deliverable emission contracts. Please see the following advisory for contract timelines: <http://www.cmegroup.com/tools-information/lookups/advisories/clearing/files/Chadv13-324.pdf>.

As a reminder, any firm going through delivery must have a "**trading account**" at the Union Registry and must have the account trusted with CME Group's account. If a clearing firm anticipates delivery and has a trading account that is not trusted with CME Group, please alert Deliveries at least 10 business days prior to a contract's intent date. This will allow enough time for the accounts to be trusted due to the Union Registry's holding period of 7 business days before accounts become trusted.

For further information on the Union Registry's upcoming closure, please refer to the following Climate Action Notification:

http://ec.europa.eu/clima/news/articles/news_2013043001_en.htm

If there are any questions, please contact Deliveries at 312-930-3172 or clearinghousedelivteam@cmegroup.com.