CME Group

Christopher Bowen Managing Director and Chief Regulatory Counsel Legal Department

June 13, 2012

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: NYMEX Henry Hub Natural Gas Look Alike Financial Futures and Henry Hub Natural Gas Last Day Financial Futures Contracts Market Making Program. NYMEX Submission No. 12-171

Dear Mr. Stawick:

New York Mercantile Exchange, Inc. ("NYMEX" or the "Exchange") hereby notifies the Commodity Futures Trading Commission ("Commission") that it plans to implement a market making program in support of Henry Hub Natural Gas Look Alike Financial Futures and Henry Hub Natural Gas Last Day Financial Futures contracts that are traded on Globex ("Program"). This proposed Program will become effective on July 1, 2012.

Exhibit 1 sets forth the terms of this Program.

NYMEX business staff responsible for the Program and the NYMEX legal department collectively reviewed the designated contract market core principles (the "Core Principles") as set forth in the Commodity Exchange Act ("CEA"). During the review, NYMEX staff identified the following Core Principles as potentially being impacted;

<u>Designated Contract Market Core Principles</u>: Prevention of Market Disruption, Execution of Transactions, Protection of Market Participants, Compliance with Rules and Recordkeeping.

The proposed Program will not impact the Exchange's ability to perform its trade practice and market surveillance obligations under the CEA. NYMEX market regulation staff will never-the-less continue to monitor all participants to prevent manipulative trading and market abuse. The incentives available under the Program will not impact the Exchange's order execution. Participants will be selected by NYMEX based on the criteria set forth in Exhibit 1. Chapter 4 of the NYMEX rules includes prohibitions against fraudulent, non-competitive, unfair or abusive practices. All participants must execute a contractual agreement with NYMEX in which each participant will expressly agree to comply with and be subject to, applicable regulations and NYMEX rules. The proposed Program will be subject to the Exchange's record retention policies which comply with the CEA.

The Exchange certifies that the Program complies with the CEA and the regulations thereunder. There were no substantive opposing views to this Program.

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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

If you require any additional information regarding this submission, please contact Robert Lev at 312-930-3019 or via e-mail at <u>robert.lev@cmegroup.com</u>, or contact me at 212-299-2200. Please reference our NYMEX Submission No. 12-171 in any related correspondence.

Sincerely,

/s/ Christopher Bowen Managing Director, Chief Regulatory Counsel

Attachments

EXHIBIT 1

NYMEX Henry Hub Natural Gas Look Alike Financial Futures and Henry Hub Natural Gas Last Day Financial Futures Contracts Market Making Program

Program Purpose

The purpose of the Program is to incentivize market makers to increase liquidity in NYMEX Henry Hub Natural Gas Look Alike Financial Futures and Henry Hub Natural Gas Last Day Financial Futures contracts traded on the Globex Platform. The resulting central limit order book liquidity benefits all participants in the marketplace.

Product Scope

NYMEX Henry Hub Natural Gas Look Alike Financial Futures and Henry Hub Natural Gas Last Day Financial Futures contracts traded on the Globex Platform ("Products").

Eligible Participants

There is no limit to the number of participants in the Program. Participants may be a NYMEX member or non-member. NYMEX, in its sole discretion, will use a variety of factors in determining whether or not a prospective participant is selected to participate in the Program, including the prospective participant's ability to meet the obligations of the Program. Notwithstanding the foregoing, NYMEX may add or subtract from the factors listed above from time to time.

Program Term

Start date is July 1, 2012. End date is December 31, 2012.

<u>Hours</u>

RTH

Obligations

Participants in the Program must quote continuous two-sided markets in the Products at designated average monthly bid/offer spreads, average monthly minimum quote sizes during a specified percentage of RTH.

Incentives

Upon satisfying all Program obligations as determined by the Exchange, each Program participant shall be eligible for the following incentives:

Incentive Pool

Program participants may be eligible to participate in a Henry Hub Natural Gas Look Alike Financial Futures/Henry Hub Natural Gas last Day Financial Futures Monthly Incentive Pool, funded by NYMEX in predetermined amounts.

Monitoring and Termination of Status

The Exchange shall monitor participants' activity in the Products and retains the right to revoke Program participant status if it concludes from review that a Program participant no longer meets the eligibility requirements of the Program.