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June 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
#09.105: Notification Regarding the Delisting of COMEX Division
Aluminum Futures and Options Contracts**

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 delisting of the following contracts:

- COMEX Division – Aluminum Futures Rules (commodity code AL; chapter 123)
- COMEX Division – Aluminum Options Rules (commodity code OA; chapter 124)

In submission #08.64, dated July 3, 2008, the Exchange submitted a self-certification to amend the listing of available delivery months for the Aluminum futures and options contracts based on lack of interest. Based on that submission, the contract months currently listed for the Aluminum futures contract are spot month plus three consecutive months. The contract months currently listed for the Aluminum options contract are three consecutive contract months. There has been no volume or open interest in either the Aluminum futures contract or the Aluminum options contract since February 2008 and November 2003, respectively. As required by the Delivery Point Agreements between the Exchange and its Licensed Warehouses for Aluminum, all of those facilities were notified in writing in September 2008 of the intended delisting of the contracts. In accordance with these agreements, the Exchange intends to delist the Aluminum futures contract with the expiration of the September 2009 contract month on September 28, 2009, and the Aluminum options contract with the expiration of the September 2009 contract month on August 26, 2009. In addition, on June 29, 2009, the Exchange will cease to list any new contract months.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the delisting of these contracts complies with the Act, including regulations under the Act. These changes will be made effective on Monday, June 22, 2009.

Should you have any questions concerning the above, please contact Robert A. Levin at (212)-299-2390 or me at (312) 648-5422.

Sincerely,

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