



C.F.T.C.
OFFICE OF THE SECRETARIAT

2009 JUL 17 PM 3 01 July 17, 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 #09.137: Notification of Rule Amendments to the SO₂ Emission Allowance Futures Contract

Dear Mr. Stawick:

The New York Mercantile Exchange, Inc. ("NYMEX" or the "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying amendments to the SO₂ Emission Allowance Futures contract. Specifically, NYMEX Rule 782.09 is being revised to reflect the new name of the EPA allowance tracking system.

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. These amendments will become effective on July 21, 2009.

Should you have any questions concerning the above, please contact Brad Leach at (212) 299-2609 or the undersigned at (312) 338-2483.

Sincerely,

/s/Lisa Dunskey
Director, Associate General Counsel

Attachment: Rule amendments

SO₂ Emission Allowance Futures

(bold/underline indicates additions; strikethrough indicates deletion)

782.09 Delivery Procedures

A) RESPONSIBILITIES OF CLEARING MEMBERS HAVING OPEN LONG POSITIONS

NOTICE OF INTENTION TO ACCEPT

By 11:30 a.m. on the second business day prior to the last business day of an expiring delivery month, a Buyer having an open position shall file with the Exchange a properly completed and signed Notice of Intention to Accept. The Notice of Intention to Accept shall be in the form prescribed by the Exchange and shall include the Name of the Buyer's Customer, Number of contracts to be accepted, and any additional information as may be required by the Exchange;

By 4:00 p.m. on Notice Day, the Seller shall provide the Buyer with the following information: ~~NATS~~ AMS Account Number, Vintage Year, Name, Phone Number and e-mail address of the Account Representative (AAR) or the authorized alternate for that AMS account.

(B) RESPONSIBILITIES OF CLEARING MEMBERS HAVING OPEN SHORT POSITIONS

NOTICE OF INTENTION TO DELIVER

By 11:30 a.m. on the second business day prior to the last business day of an expiring delivery month, a Seller having an open short position shall file with the Exchange a properly completed and signed Notice of Intention to Deliver. The Notice of Intention to Deliver shall be in such form prescribed by the Exchange and shall include: Name of the Seller's Customer, Number of contracts to be delivered, ~~ATS~~ AMS Account Number, Vintage Year, Name, Phone Number and e-mail address of the Account Representative (AAR) or the authorized alternate for that ~~ATS-AMS~~ account, Any additional information as may be required by the Exchange.

By 4:00 p.m. on Notice Day, the Seller shall provide the Buyer with the following information: ~~NATS~~ AMS Account Number, Vintage Year, Name, Phone Number and e-mail address of the Account Representative (AAR) or the authorized alternate for that ~~NATS~~ AMS account.

[the remainder of this Rule is unchanged]