



CME Group

A CME/Chicago Board of Trade/NYMEX Company

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OFFICE OF THE SECRETARIAT

2009 AUG 20 PM 12 29

August 20, 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 #09-139: Notification of Amendments to NYMEX Rules 9A.26, 9A.27A and 9A.34 Relating to the Launch of European Gasoil (ICE) 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 amendments to NYMEX Rules: 9A.26, All Month/Any One Month Accountability Level; 9A.27A, Expiration Accountability Level for Penultimate and Metal Contracts; and 9A.34, Reporting Level, in relation to the listing of the new European Gasoil (ICE) Futures contract. These amendments establish the all month/any one month accountability levels, expiration accountability level for penultimate and metals contracts, reportable level and aggregation allocation for the new contract.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule amendments comply with the Act, including regulations under the Act. These changes will be made effective on trade date August 24, 2009.

Should you have any questions concerning the above, please contact Anthony V. Densieski, Director, Market Surveillance at (212) 299-2881, or me at (312) 648-5422.

Sincerely,

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

Attachment

NOTIFICATION OF AMENDMENTS TO NYMEX RULES 9A.26, 9A.27A and 9A.34
 (Bold/underline indicates additions)

<u>Contract Name</u>	<u>Rule Chapter</u>	<u>Commodity Code</u>	<u>All Month Accountability Level</u>	<u>Any One Month Accountability Level</u>	<u>Expiration Accountability Level - Penultimate and Metal Contracts</u>	<u>Reporting Level</u>	<u>Aggregate Into (1)</u>
			<u>Rule 9A.26</u>	<u>Rule 9A.26</u>	<u>Rule 9A.27A</u>	<u>Rule 9A.34</u>	
<i>Petroleum</i>							
<i>Europe</i>							
<i>Northwest Europe</i>							
<u>European Gasoil (ICE) Futures</u>	<u>712</u>	<u>7F</u>	<u>7,000</u>	<u>5,000</u>	<u>1,000</u>	<u>25</u>	<u>7F</u>