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OFFICE OF THE SECRETARIAT  
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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 #09-167: Notification of Amendments to NYMEX Rules 9A.26, 9A.27 and 9A.34 Relating to Launch of Three (3) New NYISO Electricity Option 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 amendments to NYMEX Rules: 9A.26, All Month/Any One Month Accountability Level; 9A.27, Expiration Month Position Limit; and 9A.34, Reporting Level, in relation to the listing of three (3) new NYISO electricity option contracts. These amendments establish the all month/any one month accountability levels, expiration position limits, reportable levels and aggregation allocations for the new contracts.

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.27 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 Month Limit</u>	<u>Reporting Level</u>	<u>Aggregate Into (1)</u>
			<u>Rule 9A.26</u>	<u>Rule 9A.26</u>	<u>Rule 9A.27</u>	<u>Rule 9A.34</u>	
<i>Electricity</i>							
<i>New York Independent System Operator (NYISO)</i>							
<u>NYISO Zone A 5 MW Peak Calendar-Month Day-Ahead LBMP Swap Option</u>	<u>902a</u>	<u>9T</u>	<u>3,000</u>	<u>2,000</u>	<u>400</u>	<u>25</u>	<u>KA</u>
<u>NYISO Zone G 5 MW Peak Calendar-Month Day-Ahead LBMP Swap Option</u>	<u>904a</u>	<u>9U</u>	<u>2,000</u>	<u>1,500</u>	<u>150</u>	<u>25</u>	<u>KG</u>
<u>NYISO Zone J 5 MW Peak Calendar-Month Day-Ahead LBMP Swap Option</u>	<u>906a</u>	<u>9V</u>	<u>3,000</u>	<u>2,000</u>	<u>400</u>	<u>25</u>	<u>KJ</u>