



October 19, 2010

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OFFICE OF THE SECRETARIAT

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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 #10-302:
Notification of Expansion of Listed Contract Months for 3.5% Fuel Oil (Platts)
Barges FOB Rdam Crack Spread Swap 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 the expansion of listed contract months for its 3.5% Fuel Oil (Platts) Barges FOB Rdam Crack Spread Swap Futures contract (commodity code FO, Chapter 726) pursuant to Rule 726.04 ("Contract Months"). The listing period for the contract, which is available for trading on the NYMEX trading floor and for submission for clearing through CME ClearPort, will be expanded from balance of current year plus two (2) consecutive years to balance of current year plus four (4) consecutive years, such that the maximum listed months shall be 60 contract months. A new calendar year will be added following the termination of trading in the December contract of the current year. The expansion of listed months for the contract will become effective on trade date Monday, November 1, 2010.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the addition of listed contract months complies with the Act, including regulations under the Act. The addition of contract months shall be effective trade date November 1, 2010.

Should you have any questions concerning the above, please contact Daniel Brusstar at (212) 299-2604 or the undersigned at (312) 648-5422.

Sincerely,

/s/ Stephen M. Szarmack
Regulatory Counsel