



C.F.T.C.
OFFICE OF THE SECRETARIAT
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November 5, 2010

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# 10-319:
Notification Regarding the Delisting of Ten (10) Electricity Contracts Currently on
CME ClearPort® and the NYMEX Trading Floor**

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 ten electricity contracts listed below. The ten contracts are inactive with no open interest. These contracts are currently listed on CME ClearPort and the NYMEX trading floor.

Chapter	Product	Code
422	ERCOT Broker Houston Index Peak (SNL Energy) Swap Futures	ZH
423	ERCOT Broker Houston Index Peak Calendar-Day (SNL Energy) Swap Futures	VH
424	ERCOT Broker North Index Peak (SNL Energy) Swap Futures	ZF
425	ERCOT Broker North Index Peak Calendar-Day (SNL Energy) Swap Futures	VF
426	ERCOT Broker South Index Peak (SNL Energy) Swap Futures	ZT
427	ERCOT Broker South Index Peak Calendar-Day (SNL Energy) Swap Futures	VJ
826A	ERCOT Houston Calendar-Day Peak Swap (Platts Megawatt Daily) Futures	HE
826	ERCOT Houston Peak Swap (Platts Megawatt Daily) Futures	HT
827A	ERCOT North Calendar-Day Peak Swap (Platts Megawatt Daily) Futures	MC
827	ERCOT North Peak Swap (Platts Megawatt Daily) Futures	MT

In addition, NYMEX is also notifying the Commission that it is self-certifying amendments to the Position Limit, Position Accountability and Reportable Level Table located in the Interpretations and Special Notices Section of Chapter 5 of the NYMEX Rulebook in order to delete references to the delisted contracts (Appendix A).

The delisting of the contracts referenced above, the deletion of the respective rule chapters from the Exchange Rulebook (Appendix B) and amendments to the Position Limit, Position Accountability and Reportable Level Table located in the Interpretations and Special Notices Section of Chapter 5 of the NYMEX Rulebook shall be effective close of business Monday, November 8, 2010 or beginning of trade date Tuesday, November 9, 2010.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rules 40.6, the Exchange hereby certifies that the delisting of these contracts complies with the Act, including regulations under the Act effective close of business Monday, November 8, 2010 for trade date Tuesday, November 9, 2010.

Should you have any questions concerning the above, please contact Brad Leach at (212) 299-2609, or the undersigned at (312) 648-5422.

Sincerely,

/s/ Stephen M. Szarmack
Regulatory Counsel

Appendix A

(Bold/underlining indicates additions, strikethrough indicates deletions)

<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 560</u>	<u>Rule 560</u>	<u>Rule 559</u>	<u>Rule 561</u>	
<i>Electricity</i>							
<i>ERCOT</i>							
<i>ERCOT Broker Houston Index (ERCOT-Hou.) SNL Energy Power Daily</i>							
ERCOT-Broker-Houston-Index Peak (SNL Energy) Swap Futures	422	ZH	1,500	1,000	190	4	ZH
ERCOT-Broker-Houston-Index Peak Calendar-Day (SNL Energy) Swap Futures	423	VH	400	50	40	4	ZH
ERCOT-Broker-North-Index-Peak (SNL Energy) Swap Futures	424	ZF	1,500	1,000	260	4	ZF
ERCOT-Broker-North-Index-Peak Calendar-Day (SNL Energy) Swap Futures	425	VF	400	50	40	4	ZF
ERCOT-Broker-South-Index-Peak (SNL Energy) Swap Futures	426	ZT	350	250	50	4	ZT
ERCOT-Broker-South-Index-Peak Calendar-Day (SNL Energy) Swap Futures	427	VJ	50	25	5	4	ZT
<i>ERCOT Reliability Council of Texas (ERCOT) Platts Megawatt Daily</i>							
ERCOT-Houston-Peak-Swap (Platts Megawatt Daily) Futures	826	HT	5,000	5,000	500	25	HT
ERCOT-Houston-Calendar-Day Peak Swap (Platts Megawatt Daily) Futures	826A	HE	5,000	5,000	500	25	HT
ERCOT-North-Peak-Swap (Platts Megawatt Daily) Futures	827	MT	5,000	5,000	500	25	MT
ERCOT-North-Calendar-Day Peak Swap (Platts Megawatt Daily) Futures	827A	MC	5,000	5,000	500	25	MT

Chapter 422

ERCOT Broker Houston Index Peak (SNL Energy) Swap Futures

- 422.01** **SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 422.02** **FLOATING PRICE**
The Floating Price for each contract month will be equal to the arithmetic average of all ERCOT Broker Houston Index "ERCOT-Hou." day-ahead peak volume-weighted average prices published in SNL Energy Power Daily in the table titled "ERCOT Broker Index" for the contract month. For settlement of this contract, the daily price provided by SNL Energy will be considered final on the payment date stated in Rule 422.10 and will not be subject to any further adjustment.
- 422.03** **PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 422.04** **PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 422.05** **CONTRACT QUANTITY AND VALUE**
The contract quantity shall be 800 Megawatt Hours (MWH) and is based on 50 megawatts for peak daily hours. Transaction sizes for trading in any delivery month shall be restricted to whole number multiples of the number of peak days in that peak month. Each futures contract shall be valued as the contract quantity multiplied by the settlement price.
- 422.06** **CONTRACT MONTHS**
Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors.
- 422.07** **PRICES AND FLUCTUATIONS**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.01 per MWH. There shall be no maximum price fluctuation.
- 422.08** **TERMINATION OF TRADING**
Trading shall cease on the last business day of the contract month.
- 422.09** **FINAL SETTLEMENT**
Delivery under ERCOT Broker Houston Index Peak (SNL Energy) Swap Futures shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.
- 422.10** **PAYMENT DATE**
Five (5) business days following each contract month.
- 422.11** **EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
- 422.12** **DISCLAIMER**
SNL Financial LLC (SNL) licenses The New York Mercantile Exchange ("NYMEX") to use ERCOT broker price indices in connection with the trading of the contracts. NEITHER NYMEX NOR SNL GUARANTEES THE ACCURACY AND/OR COMPLETENESS OF THE INDEX OR ANY OF THE DATA INCLUDED THEREIN. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AS TO THE RESULTS TO BE OBTAINED BY ANY PERSON OR ENTITY FROM USE OF THE INDEX, TRADING BASED ON THE INDEX, OR ANY DATA INCLUDED THEREIN IN CONNECTION WITH THE TRADING OF THE NYMEX ERCOT BROKER HOUSTON INDEX PEAK (SNL ENERGY) CONTRACTS, OR, FOR ANY OTHER USE. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AND HEREBY DISCLAIM ALL WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR USE WITH RESPECT TO THE INDEX OR ANY DATA INCLUDED THEREIN. WITHOUT LIMITING ANY OF THE FOREGOING, IN NO EVENT SHALL NYMEX OR SNL HAVE ANY LIABILITY FOR ANY LOST PROFITS OR INDIRECT, PUNITIVE, SPECIAL OR CONSEQUENTIAL DAMAGES (INCLUDING LOST PROFITS), EVEN IF NOTIFIED OF THE POSSIBILITY OF SUCH DAMAGES.

Chapter 423

ERCOT Broker Houston Index Peak Calendar-Day (SNL Energy) Swap Futures

- 423.01 SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 423.02 FLOATING PRICE**
The Floating Price will be determined for each peak day. The Floating Price will be equal to the ERCOT Broker Seller's Choice Index "ERCOT-Hou." day-ahead peak volume-weighted average price published in SNL Energy Power Daily in the table titled "ERCOT Broker Index" for the contract day. For settlement of this contract, the daily price provided by SNL Energy will be considered final on the payment date stated in Rule 423.10 and will not be subject to any further adjustment.
- 423.03 PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 423.04 PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 423.05 CONTRACT QUANTITY AND VALUE**
The contract quantity is based on 50 megawatts for each peak hour of the contract day. The contract quantity shall be 800 MWH (Megawatt Hours). Each NYMEX ERCOT Broker Houston Index Calendar Day Peak (SNL Energy) Contract shall be valued as the contract quantity (800 MWH) multiplied by the settlement price.
- 423.06 CONTRACT DAYS**
Trading shall be conducted in contracts in such days as shall be determined by the Board of Directors.
- 423.07 Prices and Fluctuations**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.01 per MWH. There shall be no maximum price fluctuation.
- 423.08 TERMINATION OF TRADING**
Trading shall cease on the business day that is the peak day. When the peak day is not a business day, trading shall cease on the next business day.
- 423.09 FINAL SETTLEMENT**
Delivery under ERCOT Broker Houston Index Peak Calendar Day (SNL Energy) shall be by cash settlement. The cash settlement price will be based on the Daily Floating Price which is determined for the peak day.
- 423.10 PAYMENT DATE**
Five (5) business days following the peak day.
- 423.11 EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
- 423.12 DISCLAIMER**
SNL Financial LLC (SNL) licenses The New York Mercantile Exchange ("NYMEX") to use the ERCOT broker price indices in connection with the trading of the contracts. NEITHER NYMEX NOR SNL GUARANTEES THE ACCURACY AND/OR COMPLETENESS OF THE INDEX OR ANY OF THE DATA INCLUDED THEREIN. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AS TO THE RESULTS TO BE OBTAINED BY ANY PERSON OR ENTITY FROM USE OF THE INDEX, TRADING BASED ON THE INDEX, OR ANY DATA INCLUDED THEREIN IN CONNECTION WITH THE TRADING OF THE NYMEX ERCOT BROKER HOUSTON INDEX CALENDAR DAY PEAK (SNL ENERGY) CONTRACTS, OR, FOR ANY OTHER USE. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AND HEREBY DISCLAIM ALL WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR USE WITH RESPECT TO THE INDEX OR ANY DATA INCLUDED THEREIN. WITHOUT LIMITING ANY OF THE FOREGOING, IN NO EVENT SHALL NYMEX OR SNL HAVE ANY LIABILITY FOR ANY LOST PROFITS OR INDIRECT, PUNITIVE, SPECIAL OR CONSEQUENTIAL DAMAGES (INCLUDING LOST PROFITS), EVEN IF NOTIFIED OF THE POSSIBILITY OF SUCH DAMAGES.

Chapter 424

ERCOT Broker North Index Peak (SNL Energy) Swap Futures

- 424.01** **SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 424.02** **FLOATING PRICE**
The Floating Price for each contract month will be equal to the arithmetic average of all ERCOT Broker North Index "ERCOT North," day-ahead peak volume weighted average prices published in SNL Energy Power Daily in the table titled "ERCOT Broker Index" for the contract month. For settlement of this contract, the daily price provided by SNL Energy will be considered final on the payment date stated in Rule 424.10 and will not be subject to any further adjustment.
- 424.03** **PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 424.04** **PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 424.05** **CONTRACT QUANTITY AND VALUE**
The contract quantity shall be 800 Megawatt Hours (MWH) and is based on 50 megawatts for peak daily hours. Transaction sizes for trading in any delivery month shall be restricted to whole number multiples of the number of peak days in that peak month. Each futures contract shall be valued as the contract quantity multiplied by the settlement price.
- 424.06** **CONTRACT DAYS**
Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors.
- 424.07** **PRICES AND FLUCTUATIONS**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.01 per MWH. There shall be no maximum price fluctuation.
- 424.08** **TERMINATION OF TRADING**
Trading shall cease on the last business day of the contract month.
- 424.09** **FINAL SETTLEMENT**
Delivery under ERCOT Broker North Index Peak (SNL Energy) Swap Futures shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.
- 424.10** **PAYMENT DATE**
Five (5) business days following the peak day.
- 424.11** **EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
- 424.12** **DISCLAIMER**
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Chapter 425

ERCOT Broker North Index Peak Calendar Day (SNL Energy) Swap Futures

- 425.01** **SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 425.02** **FLOATING PRICE**
The Floating Price will be determined for each peak day. The Floating Price will be equal to the ERCOT Broker North Index "ERCOT North," day-ahead peak volume-weighted average price published in SNL Energy Power Daily in the table titled "ERCOT Broker Index" for the contract day. For settlement of this contract, the daily price provided by SNL Energy will be considered final on the payment date stated in Rule 425.10 and will not be subject to any further adjustment.
- 425.03** **PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 425.04** **PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 425.05** **CONTRACT QUANTITY AND VALUE**
The contract quantity is based on 50 megawatts for each peak hour of the contract day. The contract quantity shall be 800 MWH (Megawatt Hours). Each NYMEX-ERCOT Broker North Index Calendar Day Peak (SNL Energy) Contract shall be valued as the contract quantity (800 MWH) multiplied by the settlement price.
- 425.06** **CONTRACT DAYS**
Trading shall be conducted in contracts in such days as shall be determined by the Board of Directors.
- 425.07** **PRICES AND FLUCTUATIONS**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.01 per MWH. There shall be no maximum price fluctuation.
- 425.08** **TERMINATION OF TRADING**
Trading shall cease on the business day that is the peak day. When the peak day is not a business day, trading shall cease on the next business day.
- 425.09** **FINAL SETTLEMENT**
Delivery under ERCOT Broker North Index Peak Calendar Day (SNL Energy) Swap Futures shall be by cash settlement. The cash settlement price will be based on the Daily Floating Price which is determined for the peak day.
- 425.10** **PAYMENT DATE**
Five (5) business days following the peak day.
- 425.11** **EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
- 425.12** **DISCLAIMER**
SNL Financial LLC (SNL) licenses The New York Mercantile Exchange ("NYMEX") to use the ERCOT broker price indices in connection with the trading of the contracts. NEITHER NYMEX NOR SNL GUARANTEES THE ACCURACY AND/OR COMPLETENESS OF THE INDEX OR ANY OF THE DATA INCLUDED THEREIN. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AS TO THE RESULTS TO BE OBTAINED BY ANY PERSON OR ENTITY FROM USE OF THE INDEX, TRADING BASED ON THE INDEX, OR ANY DATA INCLUDED THEREIN IN CONNECTION WITH THE TRADING OF THE NYMEX-ERCOT BROKER NORTH INDEX CALENDAR DAY PEAK (SNL ENERGY) CONTRACTS, OR, FOR ANY OTHER USE. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AND HEREBY DISCLAIM ALL WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR USE WITH RESPECT TO THE INDEX OR ANY DATA INCLUDED THEREIN. WITHOUT LIMITING ANY OF THE FOREGOING, IN NO EVENT SHALL NYMEX OR SNL HAVE ANY LIABILITY FOR ANY LOST PROFITS OR INDIRECT, PUNITIVE, SPECIAL OR CONSEQUENTIAL DAMAGES (INCLUDING LOST PROFITS), EVEN IF NOTIFIED OF THE POSSIBILITY OF SUCH DAMAGES.

Chapter 426

ERCOT Broker South Index Peak (SNL Energy) Swap Futures

- 426.01 SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 426.02 FLOATING PRICE**
The Floating Price for each contract month will be equal to the arithmetic average of all ERCOT Broker South Index "ERCOT South" day-ahead peak volume weighted average prices published in SNL Energy Power Daily in the table titled "ERCOT Broker Index" for the contract month. For settlement of this contract, the daily price provided by SNL Energy will be considered final on the payment date stated in Rule 426.10 and will not be subject to any further adjustment.
- 426.03 PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 426.04 PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 426.05 CONTRACT QUANTITY AND VALUE**
The contract quantity shall be 800 Megawatt Hours (MWH) and is based on 50 megawatts for peak daily hours. Transaction sizes for trading in any delivery month shall be restricted to whole number multiples of the number of peak days in that peak month. Each futures contract shall be valued as the contract quantity multiplied by the settlement price.
- 426.06 CONTRACT MONTHS**
Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors.
- 426.07 PRICES AND FLUCTUATIONS**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.01 per MWH. There shall be no maximum price fluctuation.
- 426.08 TERMINATION OF TRADING**
Trading shall cease on the last business day of the contract month.
- 426.09 FINAL SETTLEMENT**
Delivery under ERCOT Broker South Index Peak (SNL Energy) Swap Futures shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.
- 426.10 PAYMENT DATE**
Five (5) business days following each contract month.
- 426.11 EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
- 426.12 DISCLAIMER**
SNL Financial LLC (SNL) licenses The New York Mercantile Exchange ("NYMEX") to use ERCOT broker price indices in connection with the trading of the contracts. NEITHER NYMEX NOR SNL GUARANTEES THE ACCURACY AND/OR COMPLETENESS OF THE INDEX OR ANY OF THE DATA INCLUDED THEREIN. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AS TO THE RESULTS TO BE OBTAINED BY ANY PERSON OR ENTITY FROM USE OF THE INDEX, TRADING BASED ON THE INDEX, OR ANY DATA INCLUDED THEREIN IN CONNECTION WITH THE TRADING OF THE NYMEX ERCOT BROKER SOUTH INDEX PEAK (SNL ENERGY) CONTRACTS, OR, FOR ANY OTHER USE. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AND HEREBY DISCLAIM ALL WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR USE WITH RESPECT TO THE INDEX OR ANY DATA INCLUDED THEREIN. WITHOUT LIMITING ANY OF THE FOREGOING, IN NO EVENT SHALL NYMEX OR SNL HAVE ANY LIABILITY FOR ANY LOST PROFITS OR INDIRECT, PUNITIVE, SPECIAL OR CONSEQUENTIAL DAMAGES (INCLUDING LOST PROFITS), EVEN IF NOTIFIED OF THE POSSIBILITY OF SUCH DAMAGES.

Chapter 427

ERCOT Broker South Index Peak Calendar Day (SNL Energy) Swap Futures

- 427.01** — **SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 427.02** — **FLOATING PRICE**
The Floating Price will be determined for each peak day. The Floating Price will be equal to the ERCOT Broker South Index "ERCOT South" day-ahead peak volume-weighted average price published in SNL Energy Power Daily in the table titled "ERCOT Broker Index" for the contract day. For settlement of this contract, the daily price provided by SNL Energy will be considered final on the payment date stated in Rule 427.10 and will not be subject to any further adjustment.
- 427.03** — **PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 427.04** — **PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 427.05** — **CONTRACT QUANTITY AND VALUE**
The contract quantity is based on 50 megawatts for each peak hour of the contract day. The contract quantity shall be 800 MWH (Megawatt Hours). Each NYMEX ERCOT Broker South Index Calendar Day Peak (SNL Energy) Contract shall be valued as the contract quantity (800 MWH) multiplied by the settlement price.
- 427.06** — **CONTRACT DAYS**
Trading shall be conducted in contracts in such days as shall be determined by the Board of Directors.
- 427.07** — **PRICES AND FLUCTUATIONS**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.01 per MWH. There shall be no maximum price fluctuation.
- 427.08** — **TERMINATION OF TRADING**
Trading shall cease on the business day that is the peak day. When the peak day is not a business day, trading shall cease on the next business day.
- 427.09** — **FINAL SETTLEMENT**
Delivery under ERCOT Broker South Index Peak Calendar Day (SNL Energy) Swap Futures shall be by cash settlement. The cash settlement price will be based on the Daily Floating Price which is determined for the peak day.
- 427.10** — **PAYMENT DATE**
Five (5) business days following the peak day.
- 427.11** — **EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
- 427.12** — **DISCLAIMER**
SNL Financial LLC (SNL) licenses The New York Mercantile Exchange ("NYMEX") to use the ERCOT broker price indices in connection with the trading of the contracts. NEITHER NYMEX NOR SNL GUARANTEES THE ACCURACY AND/OR COMPLETENESS OF THE INDEX OR ANY OF THE DATA INCLUDED THEREIN. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AS TO THE RESULTS TO BE OBTAINED BY ANY PERSON OR ENTITY FROM USE OF THE INDEX, TRADING BASED ON THE INDEX, OR ANY DATA INCLUDED THEREIN IN CONNECTION WITH THE TRADING OF THE NYMEX-ERCOT BROKER SOUTH INDEX CALENDAR DAY PEAK (SNL ENERGY) CONTRACTS, OR, FOR ANY OTHER USE. NYMEX AND SNL MAKE NO WARRANTIES, EXPRESS OR IMPLIED, AND HEREBY DISCLAIM ALL WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR USE WITH RESPECT TO THE INDEX OR ANY DATA INCLUDED THEREIN. WITHOUT LIMITING ANY OF THE FOREGOING, IN NO EVENT SHALL NYMEX OR SNL HAVE ANY LIABILITY FOR ANY LOST PROFITS OR INDIRECT, PUNITIVE, SPECIAL OR CONSEQUENTIAL DAMAGES (INCLUDING LOST PROFITS), EVEN IF NOTIFIED OF THE POSSIBILITY OF SUCH DAMAGES.

Chapter 826A

ERCOT Houston Calendar Day Peak Swap (Platts Megawatt Daily) Futures

- 826A.01. SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 826A.02. FLOATING PRICE**
The Floating Price will be determined for each peak day. The Floating Price will be equal to the Platts Megawatt Daily ERCOT Houston day-ahead index peak price for the contract day. For settlement of this contract, the daily price provided by Megawatt Daily will be considered final on the payment date stated in Rule 826A.10. and will not be subject to any further adjustment.
- 826A.03. PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 826A.04. PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 826A.05. CONTRACT QUANTITY AND VALUE**
The contract quantity shall be 40 MWH (Megawatt Hours). Each ERCOT Houston Calendar Day Peak Swap (Platts Megawatt Daily) Futures contract shall be valued as the contract quantity (40 MWH) multiplied by the settlement price.
- 826A.06. CONTRACT MONTHS**
Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors.
- 826A.07. PRICES AND FLUCTUATIONS**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.05 per MWH. There shall be no maximum price fluctuation.
- 826A.08. TERMINATION OF TRADING**
Trading shall cease on the business day that is the peak day. When the business day is not the peak day, trading shall cease on the previous business day.
- 826A.09. FINAL SETTLEMENT**
Delivery under the ERCOT Houston Calendar Day Peak Swap (Platts Megawatt Daily) Futures contract shall be by cash settlement. The cash settlement price will be based on the Daily Floating Price which is determined for the peak day.
- 826A.10. PAYMENT DATE**
Ten (10) business days following the peak day.
- 826A.11. EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
- 826A.12. DISCLAIMER**
Platts, a division of The McGraw-Hill Companies, Inc. ("Platts"), licenses The New York Mercantile Exchange ("NYMEX") to use various Platts' price assessments in connection with the trading of the contracts.
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Chapter 826

ERCOT Houston Peak Swap (Platts Megawatt Daily) Futures

- 826.01. SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 826.02. FLOATING PRICE**
The Floating Price for each contract month will be equal to the arithmetic average of all Platts Megawatt Daily ERCOT Houston day-ahead index peak prices published for the contract month. For settlement of this contract, the daily price provided by Megawatt Daily will be considered final on the payment date stated in Rule 826.10. and will not be subject to any further adjustment.
- 826.03. PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 826.04. PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 826.05. CONTRACT QUANTITY AND VALUE**
The contract quantity is based on 2.5 megawatts per hour for each peak hour of the contract month. The daily total is 40 Megawatt Hours (MWH). One contract shall equal the daily total multiplied by the number of peak days in the contract month. Each futures contract shall be valued as the contract quantity multiplied by the settlement price.
- 826.06. CONTRACT MONTHS**
Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors.
- 826.07. PRICES AND FLUCTUATIONS**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.05 per MWH. There shall be no maximum price fluctuation.
- 826.08. TERMINATION OF TRADING**
Trading shall cease on the last business day of the contract month.
- 826.09. FINAL SETTLEMENT**
Delivery under the ERCOT Houston Peak Swap (Platts Megawatt Daily) Futures contract shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.
- 826.10. PAYMENT DATE**
Ten business days following each contract month.
- 826.11. EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
- 826.12. DISCLAIMER**
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Chapter 827A

ERCOT North Calendar Day Peak Swap (Platts Megawatt Daily) Futures**827A.01. SCOPE**

The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.

827A.02. FLOATING PRICE

The Floating Price will be determined for each peak day. The Floating Price will be equal to the Platts Megawatt Daily ERCOT North day-ahead index peak price for the contract day. For settlement of this contract, the daily price provided by Megawatt Daily will be considered final on the payment date stated in Rule 827A.10. and will not be subject to any further adjustment.

827A.03. PEAK DAYS

"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.

827A.04. PEAK HOURS

From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.

827A.05. CONTRACT QUANTITY AND VALUE

The contract quantity shall be 40 MWH (Megawatt Hours). Each ERCOT North Calendar Day Peak Swap (Platts Megawatt Daily) Futures contract shall be valued as the contract quantity (40 MWH) multiplied by the settlement price.

827A.06. CONTRACT MONTHS

Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors.

827A.07. PRICES AND FLUCTUATIONS

Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.05 per MWH. There shall be no maximum price fluctuation.

827A.08. TERMINATION OF TRADING

Trading shall cease on the business day that is the peak day. When the business day is not the peak day, trading shall cease on the previous business day.

827A.09. FINAL SETTLEMENT

Delivery under the ERCOT North Calendar Day Peak Swap (Platts Megawatt Daily) Futures contract shall be by cash settlement. The cash settlement price will be based on the Daily Floating Price which is determined for the peak day.

827A.10. PAYMENT DATE

Ten (10) business days following the peak day.

827A.11. EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS

Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.

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Chapter 827

ERCOT North Peak Swap (Platts Megawatt Daily) Futures

- 827.01. SCOPE**
The provisions of these rules shall apply to all contracts bought or sold on the Exchange for cash settlement based on the Floating Price.
- 827.02. FLOATING PRICE**
The Floating Price for each contract month will be equal to the arithmetic average of all Platts Megawatt Daily ERCOT North day-ahead index peak prices published for the contract month. For settlement of this contract, the daily price provided by Megawatt Daily will be considered final on the payment date stated in Rule 827.10 and will not be subject to any further adjustment.
- 827.03. PEAK DAYS**
"Peak day" shall mean a Monday through Friday, excluding North American Electric Reliability Council holidays.
- 827.04. PEAK HOURS**
From Hour Ending (HE) 0700 Central Prevailing Time (CPT) through HE 2200 CPT.
- 827.05. CONTRACT QUANTITY AND VALUE**
The contract quantity is based on 2.5 megawatts per hour for each peak hour of the contract month. The daily total is 40 Megawatt Hours (MWH). One contract shall equal the daily total multiplied by the number of peak days in the contract month. Each futures contract shall be valued as the contract quantity multiplied by the settlement price.
- 827.06. CONTRACT MONTHS**
Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors.
- 827.07. PRICES AND FLUCTUATIONS**
Prices shall be quoted in U.S. dollars and cents per MWH. The minimum price fluctuation shall be \$0.05 per MWH. There shall be no maximum price fluctuation.
- 827.08. TERMINATION OF TRADING**
Trading shall cease on the last business day of the contract month.
- 827.09. FINAL SETTLEMENT**
Delivery under the ERCOT North Peak Swap (Platts Megawatt Daily) Futures contract shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.
- 827.10. PAYMENT DATE**
Ten business days following each contract month.
- 827.11. EXCHANGE OF FUTURES FOR, OR IN CONNECTION WITH PRODUCT AND EXCHANGE FOR, OR IN CONNECTION WITH SWAP TRANSACTIONS**
Any Exchange of Futures for, or in Connection with Product (EFP) or Exchange of Futures for, or in Connection with Swap Transactions (EFS) shall be governed by the provisions of Rules 538 and 538A, respectively.
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