

November 15, 2012

**VIA E-MAIL**

Ms. Sauntia Warfield  
Office of the Secretariat  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21st Street, N.W.  
Washington, D.C. 20581

**Re: Rule 40.6(a) Certification. Notification of Amendments to Listing Schedules for Eight Emissions Futures and Option Contracts and a Conforming Amendment to the Termination of Trading Rule for the In Delivery Month European Union Allowance (EUA) Serial Option Contract  
NYMEX Submission 12-344**

Dear Ms. Warfield:

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 the listing schedules for eight (8) emissions futures and option contracts. In addition, the Exchange is making a conforming amendment to the termination of trading rule for the In Delivery Month European Union Allowance (EUA) Serial Option contract to reflect the change in its listing cycle. The amendments will be effective Sunday, December 2, 2012 for trade date Monday, December 3, 2012. The contract months are being expanded in order to provide market participants additional opportunities to hedge price risk.

The Exchange will amend the listing of contract months as set forth in the following contract rules:

- In Delivery Month European Union (EUA) Futures – Rule 1250102 ("Trading Specifications")
- In Delivery Month European Union (EUA) Option – Rule 1251101 ("Option Characteristics")
- In Delivery Month European Union (EUA) Serial Option – Rule 1252101 ("Option Characteristics")
- In Delivery Month Certified Emission Reduction (CER) Futures – Rule 1253102 ("Trading Specifications")
- In Delivery Month Certified Emission Reduction (CER) Option – Rule 1254101 ("Option Characteristics")
- Certified Emission Reduction Plus (CERplus) Futures – Rule 1256102 ("Trading Specifications")
- Emission Reduction Unit (ERU) Futures – Rule 1258102 ("Trading Specifications")
- Emission Reduction Unit (ERU) Option – Rule 1259101 ("Option Characteristics")

The Exchange will expand the listing of contract months for the above-referenced futures and option contracts in accordance with the table below:

<b>Contract</b>	<b>Rulebook Chapter</b>	<b>Code</b>	<b>Current Listed Months</b>	<b>New Listing Cycle</b>	<b>Listed Venue</b>
In Delivery Month European Union Allowance (EUA) Futures	1250	Globex: EAF, ClearPort: 6T	December 2012; December 2013-2020	First three consecutive contracts months plus eight quarterly contracts on a rolling basis, starting with the nearest quarter; December contract month of subsequent years through 2020.	CME Globex, CME ClearPort
In Delivery Month European Union Allowance (EUA) Option	1251	Globex: EAX, ClearPort: 6U	December 2012; December 2013-2020	First three consecutive contracts months plus eight quarterly contracts on a rolling basis, starting with the nearest quarter; December contract month of subsequent years through 2020.	CME Globex, CME ClearPort
In Delivery Month European Union Allowance (EUA) Serial Option	1252	Globex: 9G, ClearPort: 9G	None	First three consecutive contracts months plus eight quarterly contracts on a rolling basis, starting with the nearest quarter; December contract month of subsequent years through 2020.	CME Globex, CME ClearPort
In Delivery Month Certified Emission Reduction (CER) Futures	1253	Globex: CRE, ClearPort: 6S	December 2012;	December 2012, March 2013	CME Globex, CME ClearPort
In Delivery Month Certified Emission Reduction (CER) Option	1254	Globex: CRY, ClearPort: 6P	December 2012;	December 2012, March 2013	CME Globex, CME ClearPort
Certified Emission Reduction Plus(CERplus) Futures	1256	Globex: CPL, ClearPort: CPL	December 2012; December 2013-2015	First three consecutive contracts months plus eight quarterly contracts on a rolling basis, starting with the nearest quarter; December contract month of subsequent years through 2020.	CME Globex, CME ClearPort
Emission Reduction Unit (ERU) Futures	1258	Globex: REU, ClearPort: REU	December 2012; March 2013	First three consecutive contracts months plus eight quarterly contracts on a rolling basis through March 2015.	CME Globex, CME ClearPort
Emission Reduction Unit (ERU) Option	1259	Globex: ERO, ClearPort: ERO	December 2012; March 2013	First three consecutive contracts months plus eight quarterly contracts on a rolling basis through March 2015.	CME Globex, CME ClearPort

In addition, the Exchange is amending Rule 1252101.E. ("Termination of Trading") of the In Delivery Month European Union Allowance (EUA) Serial Option contract (Code 9G, Chapter 1252) in order to remove references to the former, quarterly, listing cycle of the underlying futures contract as a result of the expansion of the listing cycle for the underlying futures, as reflected above. The revision to the language is non-substantive in nature as it does not affect the value of the option nor change the expiration of the contract. The rule amendment is provided below in black-line format.

**1252101.E. Termination of Trading**

The option contract shall expire at the close of trading three business days prior to the expiration of the ~~closest March, June, September, or December contract month~~ of the underlying In Delivery Month European Union Allowance (EUA) futures contract.

NYMEX business staff responsible for the rule amendments and the NYMEX legal department collectively reviewed the designated contract market core principles ("Core Principles") as set for the in the Commodity Exchange Act ("CEA" or "Act"). During the review, NYMEX staff identified that the rule amendments may have some bearing on the following Core Principle:

- Availability of General Information: The Exchange is updating the NYMEX rulebook to reflect the rule amendment, thus informing the public of the most current terms and conditions for the subject futures contract.

Pursuant to Section 5c(c) of the Act and CFTC Rule 40.6(a), the Exchange hereby certifies that the amendment to the termination of trading rule complies with the Act, including regulations under the Act. There were no substantive opposing views to this proposal.

The exchange certifies that this submission has been concurrently posted on the Exchange's website at <http://www.cmegroup.com/market-regulation/rule-filings.html>.

Should you have any questions concerning the above, please contact the undersigned at (312) 930-8167 or [Sean.Downey@cmegroup.com](mailto:Sean.Downey@cmegroup.com). Please reference NYMEX Submission No. 12-344 in any related correspondence.

Sincerely,

/s/Sean M. Downey  
Director and Assistant General Counsel