

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 Amendment to Listing Schedule for
Thirteen Refined Futures Contract
NYMEX Submission 12-394**

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 the thirteen refined futures contracts listed in the table below. The thirteen contracts are listed for trading on the NYMEX trading floor and for submission for clearing through CME ClearPort. The listing schedules for the futures contracts shall be amended in accordance with the table below and the new listing schedules shall be effective on Sunday, December 2, 2012 for trade date Monday, December 3, 2012, on the NYMEX trading floor and CME ClearPort venues.

Code	Title	Rule Chapter	Current Listing Rule	New Listing Schedule (as of 12/3/12)
5C	Chicago ULSD (Platts) vs. NY Harbor ULSD Heating Oil Futures	453	last listed Dec12	Current year + 2 years
A6	Group Three ULSD (Platts) vs. NY Harbor ULSD Heating Oil Futures	325	last listed Mar13	Current year + 2 years
1U	NY Jet Fuel (Platts) vs. NY Harbor ULSD Heating Oil Futures	413	last listed Mar13	Current year + 2 years
5U	NY Jet Fuel (Argus) vs. NY Harbor ULSD Heating Oil Futures	248	last listed Dec12	Current year + 2 years
7Y	NY ULSD (Argus) vs. NY Harbor ULSD Heating Oil Futures	246	last listed Dec12	Current year + 1 years
UY	NY ULSD (Platts) vs. NY Harbor ULSD Heating Oil Futures	564	last listed Dec12	Current year + 1 years
YH	NY Heating Oil (Platts) vs. NY Harbor ULSD Heating Oil Futures	541	last listed Dec12	Current year + 1 years
MQ	Los Angeles Jet Fuel (Platts) vs. NY Harbor ULSD Heating Oil Futures	609	last listed Mar13	Current year + 2 years
JS	Los Angeles Jet (OPIS) vs. NY Harbor ULSD Heating Oil Futures	577	last listed Mar13	Current year + 2 years
JU	Gulf Coast Jet (Argus) Up-Down Futures	570	last listed Mar13	Current year + 2 years

KL	Los Angeles CARB Diesel (OPIS) vs. NY Harbor ULSD Heating Oil Futures	575	last listed Mar13	Current year + 2 years
US	Gulf Coast ULSD (Argus) Up-Down Futures	569	last listed Mar13	Current year + 2 years
UT	Gulf Coast No. 2 (Platts) Up-Down Financial Futures	515	last listed Mar13	Current year + 2 years

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

- Daily Publication of Trading Information: NYMEX will continue to comply with this Core Principle by making public daily information on settlement prices, volume, open interest, and opening and closing ranges for the additional listing months for the thirteen refined futures contracts listed above.

Pursuant to Section 5c(c) of the Act and CFTC Regulation 40.6 (a), the Exchange hereby certifies that the listing rule amendments comply with the Act, including regulations under the Act. There were no substantive opposing views to this proposal. The amendment will become effective on Sunday, December 2, 2012 for trade date Monday, December 3, 2012.

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.

Sincerely,

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