



November 20, 2009

Mr. David A. Stanwick
Secretary of the Commission
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

RE: Rule Amendment Certification to ELX Futures, L.P. Rules IX-3 (a)(v)
Alternative Delivery Procedure.

Dear Mr. Stanwick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6, ELX Futures, L.P. ("ELX") submits, by self certification, notification to the Commodity Futures Trading Commission ("Commission") that ELX has implemented rule changes, to be effective on trade date November 24, 2009, which amend the terms of IX-3 Contract Rules to add provision IX-3 (a)(v) Alternative Delivery Procedure.

Description of Rule Amendments

IX-3 (a) General Terms

The amendment (text of rule provided as attachment) to Rule IX-3 introduces Alternative Delivery Procedures which allow delivery participants involved in contracts that require physical delivery the ability to mutually agree to terms that are different than those required by ELX and Options Clearing Corporation rules. The new rule provisions in no way obligate the buyer or the seller to terms different than the standard terms and conditions; they simply provide market participants with an alternative to standard delivery on mutually beneficial terms.

ELX Futures has received no opposing views regarding the rule amendments.

ELX hereby certifies to the CFTC, pursuant to the procedures set forth in CFTC Rule 40.6 that the provisions of ELX Rule IX-3 (a)(v) comply with the Commodity Exchange Act, as amended, and the regulations promulgated thereunder.

Please contact the undersigned at (212) 829-5241 if you have any questions or need additional information.

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O.F.T.C.
OFFICE OF THE SECRETARIAT

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel McElduff". The signature is stylized and cursive, with the first name "Daniel" written in a larger, more prominent script than the last name "McElduff".

Daniel McElduff
Senior Vice President and Compliance Director

TEXT OF PROPOSED RULE AMENDMENTS

_____ = additions and ~~strikethrough~~ = deletions

IX-3 (a)(v) Alternative Delivery Procedure

A seller and buyer that have been matched to settle delivery obligations between each other may mutually agree to settle such contractual obligations under terms or conditions which differ from the terms and conditions prescribed by this chapter. In such a case, Clearing Privilege Holders shall execute an alternative delivery procedure notification on the form prescribed by the Clearinghouse and shall deliver a completed and executed copy of such notification to the Clearinghouse. The acceptance of an executed alternative delivery procedure notification by the Clearinghouse shall release the Clearing Privilege Holders, the Clearinghouse and the Exchange from their respective obligations under the Exchange contracts as provided in the rules of the Clearinghouse, and the Clearing Privilege Holders shall indemnify the Clearinghouse and the Exchange as set forth in the rules of the Clearinghouse.