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OFFICE OF THE SECRETARIAT

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November 30, 2009

Mr. David Stawick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

**RE: Amendments to Rule 127 ("Trading and Solicitation Privileges")
CME/CBOT/NYMEX Submission No. 09-289**

Dear Mr. Stawick:

Chicago Mercantile Exchange Inc. ("CME"), The Board of Trade of the City of Chicago, Inc. ("CBOT") and The New York Mercantile Exchange, Inc. ("NYMEX") (collectively, "the Exchanges") hereby notify the Commodity Futures Trading Commission of amendments to each exchange's Rule 127 ("Trading and Solicitation Privileges"). The changes clarify that exchange members must have proper industry registration in order to solicit customer business, and further clarify that the solicitations must take place from the trading floor or from the premises of an entity registered to conduct customer business.

In the event that the solicitations occur from the premises of an entity registered to conduct customer business, the rule further requires that the solicitations must be on behalf of the entity or one of its properly registered affiliates, and any affiliates must be properly registered as a National Futures Association ("NFA") member where required by NFA rules. These amendments were discussed and reviewed with staff of the NFA prior to being approved by the exchanges.

The amendments will be effective on December 2 and are set forth below with additions underscored and deletions overstruck.

CME Rule 127 TRADING AND SOLICITATION PRIVILEGES

A member shall have the right, subject to the rules of the Exchange, to trade as principal and as broker for others by open outcry only with respect to products assigned to his membership division or designated Expanded-Access Products. The Exchange shall designate the CME products which CME and CBOT members may solicit from the combined CME and CBOT trading floor. In order to solicit customer business, the member must have proper industry registration. All solicitations must take place from the trading floor or from the premises of an entity registered to conduct customer business. Solicitations occurring from the premises of an entity registered to conduct customer business must be on behalf of the entity or one of its properly registered affiliates and such entity or affiliate must be an NFA member if required by NFA rules.

CBOT Rule 127 TRADING AND SOLICITATION PRIVILEGES

A member shall have the right, subject to the rules of the Exchange, to trade as principal and as broker for others by open outcry only with respect to products assigned to his membership Series or designated Expanded-Access Products. The Exchange, subject to the provisions in Article IV, Section D(2)(e) of the Exchange's Certificate of Incorporation that are applicable to rule changes, shall designate the CBOT products which CBOT and CME

members may solicit from the combined CBOT and CME trading floor. In order to solicit customer business, the member must have proper industry registration. All solicitations must take place from the trading floor or the premises of an entity registered to conduct customer business. Solicitations occurring from the premises of an entity registered to conduct customer business must be on behalf of the entity or one of its properly registered affiliates and such entity or affiliate must be an NFA member if required by NFA rules.

NYMEX Rule 127 TRADING AND SOLICITATION PRIVILEGES

A member shall have the right, subject to the rules of the Exchange, to trade as principal and as broker for others by open outcry only with respect to products assigned to his membership division or as otherwise designated by the Exchange category. The Exchange shall designate the products which NYMEX and COMEX members may solicit from the combined NYMEX and COMEX trading floor. In order to solicit customer business, the member must have proper industry registration. All solicitations must take place from the trading floor or the premises of an entity registered to conduct customer business. Solicitations occurring from the premises of an entity registered to conduct customer business must be on behalf of the entity or one of its properly registered affiliates and such entity or affiliate must be an NFA member if required by NFA rules.

The Exchanges certify that the amendments comply with the Commodity Exchange Act and regulations thereunder.

If you have any questions regarding the above, please contact Robert Sniegowski, Associate Director, Market Regulation, at 312.341.5991, Nancy Minett, Director, Market Regulation, at 212.299.2940 or me at 312.648.5422. Please reference CME/CBOT/NYMEX Submission No. 09-289 in any related correspondence.

Sincerely,



/s/ Stephen M. Szarmack
Director and Associate General Counsel