



C.F.T.C.
OFFICE OF THE SECRETARIAT
December 1, 2009
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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 #09-290:
Notification of Expansion of Listed Contract Month for Mont Belvieu Ethane 5
Decimals (OPIS) Swap Futures Resulting from Migration of Open Interest from
Mont Belvieu Ethane (OPIS) Swap Futures to Mont Belvieu Ethane 5 Decimals
(OPIS) Swap Futures**

Dear Mr. Stawick:

In a letter dated November 24, 2009 under Submission #09-285, the New York Mercantile Exchange, Inc. ("NYMEX" or "Exchange") notified the Commodity Futures Trading Commission ("CFTC" or "Commission") that it was self-certifying the migration of remaining open interest for the Mont Belvieu Ethane (OPIS) Swap Futures (code W8, Rule 586) into Mont Belvieu Ethane 5 Decimals (OPIS) Swap Futures (code C0, Rule 410) in response to customer demand. At that time, the Exchange inadvertently did not self-certify the expansion of listed contract month for Mont Belvieu Ethane 5 Decimals (OPIS) Swap Futures (code C0, Rule 410) such that the last listed contract month for C0 corresponds with that of W8. As a result, the Exchange is hereby notifying the CFTC that it is adding the listing of the December 2012 contract month for Mont Belvieu Ethane 5 Decimals (OPIS) Swap Futures (code C0, Rule 410) in order to accommodate the migration of open interest. The first trade date in the December 2012 contract month shall be December 2, 2009.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the addition of the December 2012 contract month complies with the Act, including regulations under the Act. This listing shall be effective immediately.

Should you have any questions concerning the above, please contact Daniel Brusstar at (212) 299-2604 or me at (312) 648-5422.

Sincerely,

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