



December 16, 2009

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

**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 #09-292R:  
Notification of Additional Venue Listing for Three Option Contracts**

Dear Mr. Stawick:

The New York Mercantile Exchange, Inc. ("NYMEX" or "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying the addition of CME ClearPort® clearing venue for Platinum Option, Heating Oil Crack Spread Option and RBOB Gasoline Crack Spread Option. These option contracts are currently available on Globex® and the NYMEX trading floor and will be available for clearing through CME ClearPort on Sunday, December 20, 2009 for trade date Monday, December 21, 2009. The three contracts, codes, rule chapters and existing venues are:

<u>Contract</u>	<u>Code</u>	<u>Rule Chapter</u>	<u>Existing Venue</u>
Platinum Option	PO	360	NYMEX Pit
Heating Oil Crack Spread Option	CH	350	Globex, NYMEX Pit
RBOB Gasoline Crack Spread Option	RX	387	Globex, NYMEX Pit

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the listing of additional venue complies with the Act, including regulations under the Act. The addition of venue shall be effective December 21, 2009.

Should you have any questions concerning the above, please contact Bob Biolsi at (212) 299-2610 or me at (312) 648-5422.

Sincerely,

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