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OFC. OF THE SECRETARIAT

Via E-Mail

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

Re: Amended Rule Certification. NYMEX Submission 07.142: Notification of Amendments to Exchange Rules 11.57, 11.57A and 11.66.
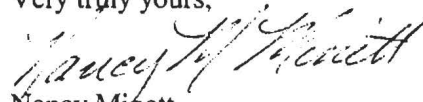
Dear Ms. Eileen A. Donovan:

The New York Mercantile Exchange ("NYMEX" or the "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") of rule amendments to Exchange Rule 11.57, Trading Standards for Electronic Trading Systems, Rule 11.57A, Permissible Pre-Execution Discussions, and Rule 11.66, Restriction on Simultaneous Buy and Sell Orders on Exchange Electronic Trading Systems.

The amendments to Rule 11.66, Restriction on Simultaneous Buy and Sell Orders on Exchange Electronic Trading Systems, eliminate the five-second rest period required between customer orders entered electronically through NYMEX ClearPort® Trading on opposite sides of the market for separate principals where the orders were neither the result of pre-execution discussions nor involve trading for the broker/broker's firm on one side. This wait period has already been eliminated from the NYMEX rules for the trading of NYMEX products on Globex®, and similar changes are being implemented on the DME. Further amendments made to Rules 11.57, 11.57A and 11.66 are housekeeping in nature. The attached amendments will be effective Friday, December 21, 2007. This amended Rule Certification includes the changes made to Rules 11.57 and 11.57A which were inadvertently omitted from the original Submission.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule amendments comply with the Act, including regulations under the Act.

Should you have any questions concerning the above, please contact me at (212) 299-2940.

Very truly yours,

Nancy Minett
Vice President, Compliance

cc: Thomas LaSala
        Brian Regan

(Bold/Strikethrough indicates deletions; bold/underline indicates additions.)

Rule 11.57, Trading Standards for Electronic Trading Systems

(A) ~~Electronic Traders and Authorized Terminal Users in the case of trading on NYMEX ACCESS® and~~ **Users and User Agents** ~~in the case of~~ trading on **an** NYMEX ClearPort® Trading must exercise reasonable care in the entry of customer order information into the applicable Exchange electronic trading system.

(B) A**n** ~~Electronic Trader or an Authorized Terminal User in the case of trading on NYMEX ACCESS® or a~~ **User or User Agent** ~~in the case of~~ trading on NYMEX ClearPort® Trading shall not withhold or withdraw from the market any customer order or any part of a customer order for his personal benefit or for the convenience of another.

(C) A**n** ~~Electronic Trader or an Authorized Terminal User in the case of trading on NYMEX ACCESS® or a~~ **User or User Agent** ~~in the case of~~ trading on NYMEX ClearPort® Trading must enter all customer orders available for input into the applicable Exchange electronic trading system before entering any order for his own account, an account in which he has a proprietary interest, a discretionary account for an immediate family member, or an account in which his employer or any other employee of his employer has an interest.

(D) A**n** ~~Electronic Trader or an Authorized Terminal User in the case of trading on NYMEX ACCESS® or~~ a **User or User Agent** ~~in the case of~~ trading on NYMEX ClearPort® Trading who has entered an order into the Matching System which results in him having (immediately or subsequently) the highest bid or lowest offer for a particular futures or options contract resting in the applicable Exchange electronic trading system for his personal account, any account in which he has a proprietary interest, a discretionary account for an immediate family member or an account in which his employer or other employee of his employer has an interest shall disclose the facts of the resting order to a customer prior to accepting from such customer any order for the opposite purchase or sale of the same contract.

(E) A**n** ~~Electronic Trader or an Authorized Terminal User in the case of trading on NYMEX ACCESS® or a~~ **User or User Agent** ~~in the case of~~ trading on NYMEX ClearPort® Trading may not enter an order for his own account, an account in which he has a proprietary interest, a discretionary account for an immediate family member or an account in which his employer or any employee of his employer has an interest which reflects the opposite side of a customer order already resting in the applicable Exchange electronic trading system, unless the customer order has rested in the applicable Exchange electronic trading system for at least five seconds.

(F) A**n** ~~Electronic Trader or an Authorized Terminal User in the case of trading on NYMEX ACCESS® or a~~ **User or User Agent** ~~in the case of~~ trading on NYMEX ClearPort® Trading shall not make any purchase or sale, or shall not enter an order through any NYMEX electronic trading system, to effect a trade that has been pre-arranged. The foregoing restriction shall not apply to transactions executed pursuant to permissible Pre-Execution Discussions in accordance with the provisions of Rule 11.57A below.

* * * *

Rule 11.57A, Permissible Pre-Execution Discussions

Firms may engage in pre-execution discussions with regard to transactions executed on NYMEX electronic trading systems where the firm wishes to be assured that a counter-party will take the opposite side of the order. One party may agree in advance with another party that the first party will take the opposite side of the first party's order, under the following circumstances:

(A) Customers must consent to allow pre-execution discussions with other market participants.

(B) ~~Electronic Traders or Authorized Terminal Users in the case of trading on NYMEX ACCESS®~~ ~~or~~ Users or User Agents ~~in the case of~~ trading on NYMEX ClearPort® Trading, who are solicited to participate in an electronic transaction through pre-execution discussions shall not (i) disclose to another ~~Electronic Trader or an Authorized Terminal User in the case of trading on NYMEX ACCESS®~~ ~~or a~~ User or User Agent ~~in the case of~~ trading on ~~an~~ NYMEX ClearPort® Trading the details of such discussions; or (ii) enter an order through a NYMEX electronic trading system to take advantage of information conveyed during such discussions unless the ~~Electronic Trader or an Authorized Terminal User in the case of trading on NYMEX ACCESS® or a~~ User or User Agent ~~in the case of~~ trading on ~~an~~ NYMEX ClearPort® Trading has agreed during the pre-execution discussions to participate in the transaction in accordance with this Rule and the order is entered to implement that agreement.

(C) A period of at least five seconds shall elapse between entry of the two orders during which the order first entered is resting in the market.

(D) Orders entered pursuant to this Rule must be entered in accordance with the provisions of Rule 11.57(c), if applicable.

<p style="text-align:center">*   *   *   *</p>

Rule 11.66, Restriction on Simultaneous Buy and Sell Orders on Exchange Electronic Trading Systems

With respect to trading on ~~NYMEX ACCESS®, an Electronic Trader or Authorized Terminal User may not enter orders for different principals as a cross-trade into the system. With respect to trading on~~ NYMEX ClearPort® Trading, a User or User Agent may not enter orders for different principals as a cross-trade into the system.

Instead, an ~~Electronic Trader, Authorized Terminal User,~~ User or User Agent~~, as applicable,~~ shall enter orders into the system strictly on the basis of time of receipt of the orders. ~~An Electronic Trader, Authorized Terminal User, User or User Agent, as applicable, who has entered a buy (sell) order for one principal into the system shall not enter a sell (buy) order for another principal for the same commodity, month and price unless the first order has rested in the applicable system for at least five seconds.~~