

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

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2009 DEC 29 AM 11 56

By Electronic Mail

December 28, 2009

Mr. David A. Stawick Secretary Commodity Futures Trading Commission 1155 21<sup>st</sup> Street NW Washington DC 20581

Re: 2009-122 NYSE Liffe US LLC – Notice 32/2009: Appointment of Metals Designated Market Makers to a New Term Beginning January 1, 2010

Dear Mr. Stawick:

I am the Chief Regulatory Officer of NYSE Liffe US LLC ("NYSE Liffe US" or the "Exchange"). Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (the "Act"), and U.S. Commodity Futures Trading Commission Regulations (the "Regulations") Section 40.6, I enclose a Cover Sheet for NYSE Liffe US Submission 2009-122 and NYSE Liffe US Notice 32/2009 which announces the appointment, for a new term, of Designated Market Makers for Full-sized and Mini-sized Gold and Silver Futures Contracts ("Metals DMM Program"). The new term begins January 1, 2010 and continues through March 31, 2010. Please note that pursuant to Rule 426, the Exchange implemented extensions of the Metals DMM Program following the initial term that were not the subject of a Regulations Section 40.6(a) filing.

NYSE Liffe US hereby certifies that Notice 32/2009 and the appointment for a new term of Metals Designated Market Makers comply with the Act and the Regulations. For the avoidance of doubt, NYSE Liffe US further certifies that the previous extensions of the Metals DMM Program also complied with the Act and the Regulations.

If you have any questions, please call me at (212) 656-4568.

Respectfully submitted,

Karl D. Cooper

Enclosures



# NYSE LIFFE U.S. NOTICE No. 32/2009

ISSUE DATE: EFFECTIVE DATE:

December 28, 2009 January 1, 2010

Appointment of the Designated Market Makers in Full-sized and Mini-sized Gold and Silver Futures Contracts for a New Term.

### Summary

This Notice announces the appointment, for a new term, of NYSE Liffe US Designated Market Makers for Metals. Under the Metals DMM Program, the Exchange offers incentives to Designated Market Makers to post two-sided quotations, and provide liquidity in, Full-sized and Mini-sized Gold and Silver Futures.

#### 1. Introduction

1.1 NYSE Liffe US Notice 05/2008 announced the appointment of Designated Market Makers for Full-sized and Mini-sized Gold and Silver Futures Contracts. NYSE Liffe US Notice 05/2008 can be found at: <a href="http://www.nyse.com/pdfs/5-2008.pdf">http://www.nyse.com/pdfs/5-2008.pdf</a>

### 2. New Term of Program

- 2.1 Designated Market Makers have been appointed for a new term, commencing January 1, 2010 and continuing through March 31, 2010.
- 2.2 All DMM appointments are subject to the terms of a contractual agreement between NYSE Liffe US and each DMM. Under the terms of the agreements, each DMM represents that its market-making activity will comply with the provisions of the Commodity Exchange Act, the rules and regulations of the Commodity Futures Trading Commission, and the Rules of the Exchange. The Exchange will monitor DMMs' performance of market-making activity under those contractual terms, and may adjust benefits otherwise due under the agreement accordingly or terminate the agreement.

Members who have questions or seek additional information in respect of this Notice or the Gold and Silver Designated Market Maker Program should contact:

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NYSE Liffe US LLC is NYSE Euronext's U.S. Futures Market, a Commodity Futures

Trading Commission designated contract market.