

July 15, 2009 2009 JUL 15 PM 2 57

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 #09.133: Notification of Amendments to NYMEX Rules 9A.26, 9A.27 and 9A.34 for Three (3) New Petroleum Crack Spread Average Price 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 amendments to NYMEX Rules: 9A.26, All Month/Any One Month Accountability; 9A.27, Expiration Month Position Limit; and 9A.34, Reporting Level, in relation to the listing of three (3) new petroleum crack spread average price option contracts. ~~These amendments establish the all month/any one month accountability levels, expiration position limits, reportable levels and aggregation allocations for the new contracts.~~

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. These changes will be made effective on trade date July 20, 2009.

Should you have any questions concerning the above, please contact Anthony V. Densieski, Director, Market Surveillance, at (212) 299-2881, or me at (312) 338-2483.

Sincerely,

/s/ Lisa A. Dunsky
Director and Associate General Counsel

Attachment

NOTIFICATION OF AMENDMENTS TO NYMEX RULES 9A.26, 9A.27 and 9A.34
 (Bold/underline indicates addition)

<u>Contract Name</u>	<u>Rule Chapter</u>	<u>Commodity Code</u>	<u>All Month Accountability Level</u>	<u>Any One Month Accountability Level</u>	<u>Expiration Month Limit</u>	<u>Reporting Level</u>	<u>Aggregate Into (1)</u>	<u>Aggregate Into (2)</u>
			<u>Rule 9A.26</u>	<u>Rule 9A.26</u>	<u>Rule 9A.27</u>	<u>Rule 9A.34</u>		
<i>Petroleum</i>								
<i>USA</i>								
<i>Cushing, Oklahoma</i>								
<u>RBOB Crack Spread Average Price Option</u>	<u>559A</u>	<u>3Y</u>	<u>7,000/20,000</u>	<u>5,000/10,000</u>	<u>1,000/3,000</u>	<u>25</u>	<u>RB</u>	<u>CL</u>
<u>Heating Oil Crack Spread Average Price Option</u>	<u>523A</u>	<u>3W</u>	<u>20,000/7,000</u>	<u>10,000/5,000</u>	<u>3,000/1,000</u>	<u>25</u>	<u>CL</u>	<u>HO</u>
<i>Europe</i>								
<i>Northwest Europe</i>								
<u>Gasoil Crack Spread Average Price Option</u>	<u>710A</u>	<u>3U</u>	<u>20,000/7,000</u>	<u>20,000/7,000</u>	<u>2,000/1,000</u>	<u>25</u>	<u>BB</u>	<u>GX</u>