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**BY EMAIL AND AIR BORNE EXPRESS**

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

**Re: Rule Certification. NYMEX Submission 05-44: Notification of Approved Amendment to Supplement No. 1, "Official List of Approved Brands and Markings" of the Grade 1 Copper Futures Contract.**

Dear CFTC Commissioners:

The New York Mercantile Exchange, Inc. ("NYMEX" or the "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") of an approved amendment to Supplement No. 1, "Official List of Approved Brands and Markings" of the Grade 1 Copper Futures Contract to be implemented effective Tuesday, March 8, 2005. The approved amendment changes the name of the producer of the "HK" brand of copper cathodes from Huttenwerke Kayser AG to Norddeutsche Affinerie AG ("NDA"). This is a result of the acquisition of Huttenwerke Kayser AG by NDA. The brand insignia, "HK", remains unchanged. NDA produces approximately 800,000 metric tons of copper and copper products annually.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule amendment complies with the Act, including regulations under the Act. This approved amendment will go into effect on Tuesday, March 8, 2005.

Should you have any questions concerning the above, please contact Albert J. Getz at (212) 299-2608.

Very truly yours,

Robert A. Levin  
Senior Vice President - Research

cc: Christopher Bowen

Attachment: Approved Amendment to Supplement No. 1, "Official List of Approved Brands and Markings" of the Grade 1 Copper Futures Contract.

Approved Amendment. Underlining indicates additions. Strikethrough indicates deletion.

Copper Supplement  
No. 1

COMMODITY EXCHANGE, INC.  
GRADE 1 COPPER CATHODES

OFFICIAL LIST OF APPROVED BRANDS AND MARKINGS

	<u>COMPUTER CODE</u>	<u>BRAND NAME(1)</u>
ASARCO Incorporated-----	ATR	ATR
ASARCO Incorporated Ray Unit -----	RAY	ASARCO RAY GRADE 1
Atlantic Copper S.A. -----	FMS	FMS
BHP Billiton Tintaya S.A. -----	TINT	TINTAYA
BHP Copper Inc.-----	PINT	*PINTO
BHP Copper Inc.-----	BHPC	BHP Copper
BHP Copper Inc.-----	BHPX	BHP Copper/SXEW
BHP Copper Inc.-----	BHPP	BHP Copper/Pinto
Cobre de Mexico, S.A.-----	CDM	CDM
Codelco-Chile---Corporacion Nacional del-----	AE	AE
Cobre de Chile	CCC	CCC
	ASXW	AE SX-EW
	CSBL	cCc SBL
	CHUI	CHUQUI-P
Compania Minera Cerro Colorado Ltda-----	CMCC	CMCC
Compania Minera Dona Ines de Collahuasi SCM----	COLL	COLL
Compania Minera Falconbridge Lomas Bayas -----	MFLB	LBF
Compania Minera Zaldivar-----	ZALD	ZALDIVAR
Dowa Mining Co. Ltd.-----	DOWA	DOWA

**Approved Amendment. Underlining indicates additions. Strikethrough indicates deletion.**

COMMODITY EXCHANGE, INC.  
 COPPER BRANDS AND MARKINGS  
 PAGE 2  
 GRADE 1 CATHODE COPPER (Cont.)

<u>PRODUCER</u>	<u>COMPUTER CODE</u>	<u>BRAND NAME (1)</u>
Empresa Nacional De Minería-----	NAMI	ENM
Falconbridge Limited, Kidd Creek Division-----	FKA	FKA
INCO Limited-----	ORCO	ORC
Kennecott Utah Copper Corporation-----	KUCU	KUC
LG-Nikko Copper Inc. -----	ONSN	ONSAN
Metallo-Chimique International N.V.-----	SME	SME
Minera El Tesoro -----	MELT	MET
Minera Escondida Limitada -----	ESOX	ESOX
Mitsubishi Materials Corporation-----	MTSB	MITSUBISHI
Mitsui Mining & Smelting Co. Ltd.-----	MITS TAMA	MITSUMI TAMANO
Nippon Mining & Metals Co., Ltd-----	HM SR	HM SR
Noranda Inc. -----	NORA	NORANDA
Norddeutsche Affinerie AG-----	NAEN	NA-ESN
<del>Huttenwerke Kayser AG</del> -----	HKAG	HK
<u>Norddeutsche Affinerie AG</u>		
Onahama Smelting & Refining CO. Ltd.-----	OSR	OSR

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COMMODITY EXCHANGE, INC.  
 COPPER BRANDS AND MARKINGS  
 PAGE 3  
 GRADE 1 CATHODE COPPER (Cont.)

<u>PRODUCER</u>	<u>COMPUTER CODE</u>	<u>BRAND NAME (1)</u>
Phelps Dodge Corporation-----	PD PDSR PDSS BCCC PDMI CBCC CMMC TWIN PDGO	P*D SANTA RITA PDSS BCCC ("BURRO CHIEF") PDMI CBCC CMMC ER CTB PD*GO
Philippine Associated Smelting & Refining Corp.--	PSAR	PASAR
Sociedad Contractual Minera El Abra-----	ABRA	ABRA
Sociedad Minera Cerro Verde S.A.-----	SMCV	SMCV
Southern Peru Copper Corp.-----	SPCC	SPCC-ILO
Southern Peru Copper Corporation/ Southern Peru Copper Ltd.-----	SPLX	SPCC-SXEW
Sumitomo Metal Mining Co. Ltd.-----	SUMI	SUMIKO
White Pine Copper Refinery, Inc.	WPCR	White Pine Copper
Zambia Consolidated Copper Mines Mufulira Copper Refining----- Nkana Copper Refinery-----	MCM REC	MCM REC

(1) Copper Cathodes do not bear a brand marking. Accordingly, a written declaration of brand pursuant to Rule 11.16(f) of the Comex By-Laws must accompany all deliveries.

\*No Longer Produced