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OFC. OF THE SECRETARIAT

November 17, 2005

VIA FACSIMILE AND E-MAIL

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

**Re: Rule Certifications. New York Mercantile Exchange, Inc. Submission
#05.209: Amendment of NYMEX Rule 9.04A**

Dear CFTC Commissioners:

The New York Mercantile Exchange, Inc. ("Exchange") is notifying the Commodity Futures Trading Commission ("Commission") that it is amending NYMEX Rule 9.04A. Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule changes comply with the Act, including regulations under the Act; these rule changes will be made effective on November 18, 2005.

Should you have any questions concerning the above, please contact the undersigned at (212) 299-2207.

Very truly yours,

Brian J. Regan
Vice President and Counsel

Att.

**NOTIFICATION OF AMENDMENTS TO NYMEX RULE 9.04A
(NYMEX ClearPorts® Clearing: Use of EFS and EFP Procedures for Trade
Submission)**

(Underlining in bold indicates additions; strike-outs in bold indicates deletions.)

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(J) Trade Submission Deadlines. Transactions that are submitted, confirmed and accepted for clearing, as further provided by Section (K) of this rule, prior to 2:30 p.m. **New York time Eastern Standard** time on an Exchange business day **(except for Fridays and a business day preceding a holiday weekend) and prior to 4.30 p.m. on Friday and on a business day preceding a holiday weekend** will be included by the Exchange for clearing for that business day. The Exchange reserves the right to modify these business hours without notice at any time. The hours for electronic submission via the NYMEX website shall be from 7:00 p.m. Sunday evening through **4.30** ~~**2:30**~~ p.m. Friday afternoon, except for the period from ~~**2:40**~~ ~~**2:30**~~ p.m. to 3:15 p.m. (Monday-Thursday). The NYMEX facilitation desk will be available to assist users from 7:30 a.m. to 5:00 p.m. (Monday-Friday.)

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