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November 18, 2005

OFFICE OF THE SECRETARIAT

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**VIA 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  
#05.210: Change in Listed Trading Platform for Two NYMEX Contracts and  
Related Rule Amendments**

Dear Ms. Webb:

By letter dated yesterday, the New York Mercantile Exchange, Inc. ("NYMEX" or "Exchange") submitted various changes to the Commodity Futures Trading Commission ("Commission") relating to the delisting of two NYMEX mini energy futures contracts from being listed on the CME®'s Globex® electronic trading platform and the subsequent re-listing of those products on the Exchange's own NYMEX ClearPort® Trading electronic platform. Among the rule changes included in that submission were certain rule changes that were being made to the terms and conditions rules for these contracts. Unfortunately, that document inadvertently identified as new rule changes certain amendments to NYMEX Rules 401.06 and 402.06 pertaining to termination of trading that had actually been previously submitted to the CFTC in a self-certification filing dated July 23, 2003. NYMEX regrets the error and is re-submitting a corrected version of this document as an attachment to this letter.

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.

NYMEX miNY(sm) Crude Oil Futures Contract

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401.01 Scope

The provisions of these rules shall apply to all contracts bought or sold on the NYMEX division of the Exchange for cash settlement based on the Floating Price.

401.02 Floating Price

The Floating Price for each contract month will be equal to the NYMEX Light Sweet Crude Oil Futures contract final settlement price for the corresponding contract month on the last trading day for that contract month.

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401.03 Contract Quantity and Value

The contract quantity shall be 500 barrels. Each futures contract based on the NYMEX miNY(sm) Crude Oil Futures contract shall be valued as the contract quantity (500) multiplied by the settlement price.

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401.04 Contract Months and Maximum Quantity per Order

Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors. Until further notice from the Exchange, the listed contract months shall be limited to the first nearby month until the tenth-to-last day of trading in such contract month, at which time the second nearby month shall then also be listed.

The NYMEX ClearPort® Trading system precludes the entry of an order in a quantity in excess of the maximum number of contracts allowed per transaction as set by the Exchange. The maximum transaction size set by the Exchange for the NYMEX miNY(sm) Crude Oil Futures contract is presently set at 50 contracts.

Accordingly, an order that exceeds 50 contracts for the NYMEX miNY(sm) Crude Oil Futures contract must be entered into the NYMEX ClearPort(sm) Trading system as multiple entries, each of which may not exceed the maximum number of allowable contracts.

401.05 Prices and Fluctuations

Prices shall be quoted in U.S. dollars and cents per barrel. The minimum price fluctuation shall be \$0.025 per barrel (\$12.50 per Contract). The maximum price fluctuation shall be consistent with the prevailing price limits of the NYMEX Light Sweet Crude Oil Futures contract rounded down on the upper limit and up on the lower limit to the nearest five cent increment.

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#### 401.06 Termination of Trading

Trading in the current delivery month shall cease on the business day immediately preceding to the last day of trading in the current delivery month of the NYMEX Light Sweet Crude Oil futures contract

#### 401.07 Final Settlement

Delivery under the NYMEX miNY(sm) Crude Oil Futures contract shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.

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## **NYMEX miNY(sm) Natural Gas Futures Contract**

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### 402.01 Scope

The provisions of these rules shall apply to all contracts bought or sold on the NYMEX division of the Exchange for cash settlement based on the Floating Price.

### 402.02 Floating Price

The Floating Price for each contract month will be equal to the NYMEX (Henry Hub) Natural Gas Futures contract final settlement price for the corresponding contract month on the last trading day for that contract month.

### 402.03 Contract Quantity and Value

The contract quantity shall be 5,000 MMBtu (million British thermal units). Each futures contract based on the NYMEX miNY(sm) Natural Gas Futures contract shall be valued as the contract quantity (5,000) multiplied by the settlement price.

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### 402.04 Contract Months and Maximum Quantity per Order

Trading shall be conducted in contracts in such months as shall be determined by the Board of Directors. Until further notice from the Exchange, the listed contract months shall be limited to the first nearby month until the tenth-to-last day of trading in such contract month, at which time the second nearby month shall then also be listed.

The NYMEX ClearPort® Trading system precludes the entry of an order in a quantity in excess of the maximum number of contracts allowed per transaction as set by the Exchange. The maximum transaction size set by the Exchange for the NYMEX miNY(sm) Natural Gas Futures contract is presently set at 50 contracts.

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Accordingly, an order that exceeds 50 contracts for the NYMEX miNY(sm) Natural Gas Futures contract must be entered into the NYMEX ClearPort® Trading system as multiple entries, each of which may not exceed the maximum number of allowable contracts.

### 402.05 Prices and Fluctuations

Prices shall be quoted in U.S. dollars and cents per MMBtu. The minimum price fluctuation shall be \$0.005 per MMBtu (\$25.00 per Contract). The maximum price fluctuation shall be consistent with the prevailing price limits of the NYMEX Natural Gas Futures contract rounded down on the upper limit and up on the lower limit to the nearest one cent increment.

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#### 402.06 Termination of Trading

Trading in the current delivery month shall cease on the business day immediately preceding the last day of trading in the current delivery month of the Natural Gas futures contract.

#### 402.07 Final Settlement

Delivery under the NYMEX miNY(sm) Natural Gas Futures contract shall be by cash settlement. Final settlement, following termination of trading for a contract month, will be based on the Floating Price. The final settlement price will be the Floating Price calculated for each contract month.

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