

June 9, 2006

VIA ELECTRONIC AND OVERNIGHT MAIL

Eileen Donovan
Assistant Secretary
to the Commission for FOIA Matters
FOIA Compliance Office
Office of the Secretariat
Commodity Futures Trading Commission
3 Lafayette Centre
1155 21st Street, NW
Washington, D.C. 20581

**CONFIDENTIAL TREATMENT
REQUESTED**

OFFICE OF THE SECRETARIAT

JUN 09 2006 11:50 AM

RECEIVED
FOIA

Re: **FOIA Confidential Treatment Request**

Dear Ms. Donovan:

By electronic transmission dated today, June 9, 2006, the New York Mercantile Exchange, Inc. ("NYMEX" or the "Exchange") submitted a self-certification rule filing to the Commodity Futures Trading Commission (NYMEX Submission No. 06-73). The filing pertains to certain sections of a technology services agreement between NYMEX and the Chicago Mercantile Exchange ("CME").

Pursuant to Sections 8 and 8(a) of the Commodity Exchange Act, as amended, ("CEA") and Commission Regulation 145.9(d), NYMEX requests confidential treatment of the entire agreement including all exhibits to the agreement (collectively "the Agreement") and this letter on the grounds that disclosure of the Agreement would reveal confidential trade secrets and commercial and financial information of NYMEX as well as of the CME. Pursuant to Commission Regulation 145.9(d)(5), NYMEX requests that confidential treatment be maintained for the Agreement until further notice from the Exchange. We also request that the Commission notify the undersigned immediately after receiving any FOIA request for said Agreement or any other court order, subpoena or summons for same. Finally, we request that we be notified in the event the Commission intends to disclose such Agreement to Congress or to any other governmental agency or unit pursuant to Section 8 of the CEA. NYMEX does not waive its notification rights under Section 8(f) of the CEA with respect to any subpoena or summons for such Agreement

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Please contact the undersigned at (212) 299-2207 should you have any questions concerning this letter.

Very truly yours,

Brian J. Regan
Vice President and Counsel

Enclosure