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March 15, 2011

**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

OFFICE OF THE  
SECRETARIAT

**CONFIDENTIAL TREATMENT  
REQUESTED**

**Re: Rule Certification. New York Mercantile Exchange, Inc. and Commodity Exchange, Inc. Submission #11-072: Notification of Approved Amendment to Supplement No. 2, "Licensed Depositories and Weighmasters for Silver" of the Silver Futures Contract, Supplement No. 2, "Licensed Depositories and Weighmasters for Gold" of the Gold Futures Contract, Supplement No. 1, "Official List of Approved Depositories" of the Platinum Futures Contract, and Supplement No. 1, "Official List of Approved Depositories" of the Palladium Futures Contract – JP Morgan Chase Bank N.A.**

Dear Mr. Stawick:

The New York Mercantile Exchange, Inc. ("NYMEX") and the Commodity Exchange, Inc. ("COMEX") (collectively, the "Exchanges") hereby notify the Commodity Futures Trading Commission ("CFTC" or "Commission") that the Exchanges are self-certifying amendments to Supplement No. 2, "Licensed Depositories and Weighmasters for Silver" of the Silver Futures contract, Supplement No. 2, "Licensed Depositories and Weighmasters for Gold" of the Gold Futures contract, Supplement No. 1, "Official List of Approved Depositories" of the Platinum Futures contract, and Supplement No. 1, "Official List of Approved Depositories" of the Palladium Futures contract. The amendments are intended to add the JP Morgan Chase Bank N.A. facility located at 1 Chase Manhattan Plaza, New York, NY as an Exchange Licensed Depository for gold, silver, platinum and palladium for delivery against the COMEX Gold, COMEX Silver, NYMEX Platinum, and NYMEX Palladium futures contracts, respectively.

In addition, the Exchanges are providing the Commission with the application summary of requirements for the JP Morgan Chase Bank N.A. facility located at 1 Chase Manhattan Plaza, New York, NY. Please note that JP Morgan Chase Bank N.A. has executed a Delivery Point Agreement with NYMEX and COMEX.

The amended Supplements and application summary of requirements are provided in Appendices A and B, respectively, for which a request for confidential treatment is being simultaneously submitted to the CFTC. A copy of that request for confidential treatment is included with this filing.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchanges hereby certify that the attached amended Supplements and application summary of requirements comply with the Act, including regulations under the Act. This submission is effective on trade date March 17, 2011. There were no substantive opposing views to these proposals.

Should you have any questions concerning the above, please contact the undersigned at (212) 299-2207, Joe Hawrysz, Director, Global Market Surveillance, at (312) 341-7750, or Joann Arena, Manager, Research and Product Development, at (212) 299-2356.

Sincerely,

/s/ Felix Khalatnikov  
Dir & Assoc General Counsel

Attachments: Appendix A  
Appendix B



March 15, 2011

**VIA E-MAIL AND OVERNIGHT MAIL**

Stacy Easter  
Paralegal Specialist  
FOIA Compliance Office  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21st Street, N.W.  
Washington, D.C. 20581

**Re: FOIA Confidential Treatment Request**

Dear Ms. Easter:

By e-mail dated today, March 15, 2011, the New York Mercantile Exchange, Inc. ("NYMEX") and Commodity Exchange, Inc. ("COMEX") or collectively (the "Exchanges") submitted a certification filing to the CFTC (Submission #11-072). This filing includes appendix A ("Appendix A") containing amendments to (i) Supplement No. 2, "Licensed Depositories and Weighmasters for Silver" of the Silver Futures contract, (ii) Supplement No. 2, "Licensed Depositories and Weighmasters for Gold" of the Gold Futures contract, (iii) Supplement No. 1, "Official List of Approved Depositories" of the Platinum Futures contract, and (iv) Supplement No. 1, "Official List of Approved Depositories" of the Palladium Futures contract. The filing also includes appendix B ("Appendix B") containing JP Morgan Chase Bank N.A. application summary of requirements relating to the addition of their facility as an Exchange Licensed Depository. Appendices A and B are attached herewith.

Pursuant to Sections 8 and 8(a) of the Commodity Exchange Act ("CEA"), as amended, and Commission Regulation 145.9(d), NYMEX and COMEX request confidential treatment of Appendix A, Appendix B, and this letter on the grounds that disclosure of Appendix A and/or Appendix B would reveal confidential commercial information of the submitters (NYMEX and COMEX) and of other persons. Pursuant to Commission Regulation 145.9(d)(5), NYMEX and COMEX request that confidential treatment be maintained for Appendix A and Appendix B until further notice from the Exchanges. We also request that the Commission notify the undersigned immediately after receiving any FOIA request for said Appendix A, Appendix B 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 Appendix A and/or Appendix B to Congress or to any other governmental agency or unit pursuant to Section 8 of the CEA. NYMEX and COMEX do not waive their notification rights under Section 8(f) of the CEA with respect to any subpoena or summons for such Appendix A or Appendix B.

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

Sincerely,

/s/ Felix Khalatnikov  
Dir & Assoc General Counsel

Enclosure