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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

> Rule Certifications. New York Mercantile Exchange, Inc. Submission #07.30: Re:

**Changes to NYMEX Rule 2.10** 

Dear CFTC Commissioners:

The New York Mercantile Exchange, Inc. ("Exchange") is notifying the Commodity Futures Trading Commission ("Commission") that it is self-certifying the changes attached with this submission to NYMEX Rule 2.10. The amendment provides for a modest reduction in the number of NYMEX Holdings shares that must be maintained by NYMEX Member Firms. This amendment is only applicable to NYMEX Division Member Firms as there is no share holding requirement applicable to COMEX-only Division Member Firms. 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 changes will be made effective on March 12, 2007.

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 2.10

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

## Rule 2.10 MEMBER FIRM PRIVILEGES

- (A) Each firm, as a condition of obtaining and maintaining Member Firm privileges, shall be required to own and or have conferred upon it two (2) Exchange memberships in each Division in which it desires Member Firm privileges. The firm shall also be required to designate one or two individuals as its "conferring Members". Conferring Members may individually own the membership(s) and or hold such memberships via ABC Agreement. In addition, until further notice from the Exchange, each NYMEX Division Member Firm shall at all times own or have pledged/conferred upon it at least 180,000 150,000 shares in NYMEX Holdings, Inc. common stock.
- (B) In the case of one conferring Member, such Member shall be an executive officer, general partner or an executive officer of a corporate general partner of the firm.
- (C) In the case of two conferring Members, at least one member shall be an executive officer, general partner or an executive officer of a corporate general partner of the firm; the other conferring Member need only be a bona fide full time employee of the firm.
- (D) As used in this Rule, an executive officer, general partner or an executive officer of a corporate general partner must have the power to direct the affairs of the firm with respect to transactions executed on the Exchange or shall be the senior commodity officer of the firm.
- (E) Trades done for the account of any parent, subsidiary, affiliate, etc. of a Member Firm, if not itself a Member Firm shall be at non-Member rates; only the firm obtaining Member Firm status hereunder may receive Member rates.