May 31, 2007

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 Certification. New York Mercantile Exchange, Inc. Submission #07.68: Deletion of NYMEX Rule 9.04B

Dear CFTC Commissioners:

The New York Mercantile Exchange, Inc. ("Exchange") is notifying the Commodity Futures Trading Commission ("Commission") that it is self-certifying the deletion of NYMEX Rule 9.04B. This rule is being deleted as it refers to a risk filter function for electronic trading that had been provided as a courtesy to clearing members and that is now being discontinued by the Exchange Clearing members now rely upon other risk filters that can be applicable to trading across multiple trading venues (rather than risk filters that are specific to particular exchanges) Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule change comply with the Act, including regulations under the Act; this change will be made effective on June 1, 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 DELETION OF NYMEX RULE 9.04B

(Strike-outs indicate deletions, underlining indicates additions.)

~~**9.04B Use of E-RAV Risk Filter for Trading on NYMEX ClearPort® Trading**~~

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~~**(A) MANDATORY USE OF EXCHANGE E-RAV RISK FILTER FOR ORDERS SUBMITTED TO NYMEX ClearPort® TRADING VIA FRONT-END TRADING APPLICATION TO CPT PROVIDED BY NYMEX.**~~

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~~**No order for a contract listed for trading on NYMEX ClearPort® Trading that is submitted to CPT via the trading graphical user interface, i.e., front-end trading application, to CPT provided by the Exchange may be accepted for entry into NYMEX ClearPort® Trading unless and until the carrying Clearing Member for the applicable account-holder has input electronically to,NYMEX ClearPort® Trading the following required information:**~~

~~**(1) the account number;**~~

~~**(2) the contracts approved for trading for that account;**~~

~~**(3) with respect to trading on NYMEX ClearPort® Trading the Risk Allocation Value for that account using the Exchange's enterprise risk allocation value system ("E-RAV"); and**~~

~~**(4) in addition to the Risk Allocation Value, setting net short and net long position limits for each contract permissioned by the Clearing Member for that account.**~~

~~**(B) OPTIONAL USE OF EXCHANGE E-RAV RISK FILTER FOR ORDERS SUBMITTED TO NYMEX ClearPort® TRADING VIA A FRONT-END TRADING APPLICATION CERTIFIED BY THE EXCHANGE**~~

~~**With respect to access to NYMEX ClearPort® Trading via a non-Exchange trading front-end trading application that is certified by the Exchange, for each connection to NYMEX ClearPort® Trading via such an application, the User in its discretion may determine to use or not use the E-RAV risk filter provided by the Exchange. If the User determines for a particular connection not to utilize the E-RAV risk filter, this filter will not be available for any orders submitted through such connection, including orders submitted by any and all of the User Agents making use of such connection. If the User determines for a particular connection to utilize the E-RAV risk filter, use of the filter will be mandatory for all orders submitted through such connection, including orders submitted by any and all of the User Agents making use of such connection, and all of the requirements of this Rule 9.04B shall be applicable.**~~

~~**(C) The E-RAV risk filter does not apply to trading activity for the Regular Trading Hours session or trading activity for the NYMEX ACCESS® trading session. Trading on NYMEX ACCESS® is governed by a separate and distinct risk filter.**~~

~~**(D) With respect to NYMEX ClearPort® Trading , the E-RAV risk filter shall include the permissioning of specific contracts, a dollar limit for a given customer account permissioned by the Clearing Member as well as net long and net short position limits set by the Clearing Member for each contract permissioned for that customer.**~~

~~**(E) A Clearing Member may modify at any time by electronic input in the manner prescribed by the Exchange the information required by Section (A).**~~

~~**(F) A Clearing Member agrees unconditionally to accept and to clear all trades executed for that account for which it has input information pursuant to Section (A), regardless of malfunction or non-operation of the Exchange's contracts order filter functionality, the Risk Allocation Value order filter functionality, and/or the position limit functionality.**~~

~~(G) Following input of the information required in Section (A) above for any account, an order for such account may be executed by or on behalf of the account-holder of the permissioned account.~~

~~(H) Notwithstanding Section (G) above, the Exchange, as provided by Rule 8.99A ("Summary Procedures for Denial of Access") shall have the right without limitation at any time to terminate a User's and/or User Agent's user identification, passwords and access to NYMEX ClearPort® Trading.~~