

**SUBMISSION COVER SHEET**

**IMPORTANT:** Check box if Confidential Treatment is requested

Registered Entity Identifier Code (optional): 23-336

Organization: New York Mercantile Exchange, Inc. ("NYMEX")

Filing as a: DCM SEF DCO SDR

Please note - only ONE choice allowed.

Filing Date (mm/dd/yy): 08/21/23 Filing Description: Amendments to the Listing Schedule of Three (3) Coal (ARGUS-McCloskey) Futures and Options Contracts

**SPECIFY FILING TYPE**

Please note only ONE choice allowed per Submission.

**Organization Rules and Rule Amendments**

- Certification § 40.6(a)
- Approval § 40.5(a)
- Notification § 40.6(d)
- Advance Notice of SIDCO Rule Change § 40.10(a)
- SIDCO Emergency Rule Change § 40.10(h)

**Rule Numbers:**

**New Product**

Please note only ONE product per Submission.

- Certification § 40.2(a)
- Certification Security Futures § 41.23(a)
- Certification Swap Class § 40.2(d)
- Approval § 40.3(a)
- Approval Security Futures § 41.23(b)
- Novel Derivative Product Notification § 40.12(a)
- Swap Submission § 39.5

**Product Terms and Conditions (product related Rules and Rule Amendments)**

- Certification § 40.6(a)
- Certification Made Available to Trade Determination § 40.6(a)
- Certification Security Futures § 41.24(a)
- Delisting (No Open Interest) § 40.6(a)
- Approval § 40.5(a)
- Approval Made Available to Trade Determination § 40.5(a)
- Approval Security Futures § 41.24(c)
- Approval Amendments to enumerated agricultural products § 40.4(a), § 40.5(a)
- "Non-Material Agricultural Rule Change" § 40.4(b)(5)
- Notification § 40.6(d)

Official Name(s) of Product(s) Affected: See filing.

Rule Numbers: See filing.

August 21, 2023

**VIA ELECTRONIC PORTAL**

Mr. Christopher J. Kirkpatrick  
 Office of the Secretariat  
 Commodity Futures Trading Commission  
 Three Lafayette Centre  
 1155 21st Street, N.W.  
 Washington, DC 20581

**Re: CFTC Regulation 40.6(a) Certification. Amendments to the Listing Schedule of Three (3) Coal (ARGUS-McCloskey) Futures and Options Contracts. NYMEX Submission No. 23-336**

Dear Mr. Kirkpatrick:

New York Mercantile Exchange, Inc. (“NYMEX” or “Exchange”) is certifying to the Commodity Futures Trading Commission (“CFTC” or “Commission”): (a) amending the listing schedule of three (3) coal (ARGUS-McCloskey) futures and options contracts (the “Contracts”) such that no new additional contract months shall be added; and (b) immediate delisting of certain previously-listed contract months of two (2) coal (ARGUS/McCloskey) futures contracts (collectively, the “Rule Amendments”) as more specifically described in Table 1. below. There is no open interest in delisted contract months.

**Table 1.**

| Contract Title   | Rulebook Chapter | Commodity Code | Contract Months Delisted on August 21, 2023 | Contract Months Remaining Available for Trading and Clearing |
|--|------------------|----------------|---|--|
| Coal (API2) CIF ARA (ARGUS-McCloskey) Futures  | 926              | MTF            | Jan-2026<br>To<br>Dec-2027                  | September 2023<br>to<br>December 2025                        |
| Coal (API 2) cif ARA (ARGUS-McCloskey) Future-Style Margined Option on Calendar Futures Strips | 1116             | F2C            | n/a   | January 2024<br>and<br>January 2025                          |
| Coal (API4) FOB Richards Bay (ARGUS-McCloskey) Futures   | 928              | MFF            | Jan 2024<br>to<br>Dec 2027                  | Aug 2023<br>To<br>Dec-2023                                   |

This submission shall become effective on September 6, 2023.

In a separate but related matter, the Exchange is concurrently delisting six (6) coal (ARGUS-McCloskey) futures and options contracts (see NYMEX Submission No. [23-337](#) also dated August 21, 2023.

The Exchange reviewed the designated contract market core principles (“Core Principles”) as set forth in the Commodity Exchange Act (“Act” or “CEA”) and identified that the following Core Principles may be impacted by this initiative as follows:

- **Emergency Authority:** There is no open interest in the impacted contract months of the Contracts, and therefore there will be no market disruption related to their delisting.
- **Daily Publication of Trading Information:** NYMEX will continue to publish contract trading volumes, open interest levels, and price information daily on its website until the permanent delisting of the Contracts.
- **Availability of General Information:** The Exchange will make publicly available the details of the initiative by publishing a Special Executive Report (“SER”) to the marketplace. The SER will be available on CME Group’s website.

Pursuant to Section 5c(c) of the Act and CFTC Regulations 40.6(a), the Exchange certifies that the Rule Amendments comply with the Act, including regulations under the Act. There were no substantive opposing views to the proposal.

The Exchange certifies that this submission has been concurrently posted on the CME Group website at <http://www.cmegroup.com/market-regulation/rule-filings.html>.

Should you have any questions concerning the above, please contact the undersigned at (212) 299-2200 or via e-mail at [CMEGSubmissionInquiry@cmegroup.com](mailto:CMEGSubmissionInquiry@cmegroup.com).

Sincerely,

/s/ Christopher Bowen  
Managing Director and Chief Regulatory Counsel