

SUBMISSION COVER SHEET

IMPORTANT: Check box if Confidential Treatment is requested

Registered Entity Identifier Code (optional): 22-242

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): 07/19/22 Filing Description: Amendments to the Position Limit, Position Accountability and Reportable Level Table Located in NYMEX Chapter 5 ("Trading Qualifications and Practices")

SPECIFY FILING TYPE

Please note only ONE choice allowed per Submission.

Organization Rules and Rule Amendments

- | | | |
|--------------------------|-------------------------------------|------------|
| <input type="checkbox"/> | Certification | § 40.6(a) |
| <input type="checkbox"/> | Approval | § 40.5(a) |
| <input type="checkbox"/> | Notification | § 40.6(d) |
| <input type="checkbox"/> | Advance Notice of SIDCO Rule Change | § 40.10(a) |
| <input type="checkbox"/> | SIDCO Emergency Rule Change | § 40.10(h) |

Rule Numbers:

New Product

Please note only ONE product per Submission.

- | | | |
|--------------------------|---------------------------------------|------------|
| <input type="checkbox"/> | Certification | § 40.2(a) |
| <input type="checkbox"/> | Certification Security Futures | § 41.23(a) |
| <input type="checkbox"/> | Certification Swap Class | § 40.2(d) |
| <input type="checkbox"/> | Approval | § 40.3(a) |
| <input type="checkbox"/> | Approval Security Futures | § 41.23(b) |
| <input type="checkbox"/> | Novel Derivative Product Notification | § 40.12(a) |
| <input type="checkbox"/> | Swap Submission | § 39.5 |

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

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

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

Rule Numbers: See filing.

July 19, 2022

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. Administrative Amendments to the Position Limit, Position Accountability and Reportable Level Table Located in Chapter 5 (“Trading Qualifications and Practices”) of the NYMEX Rulebook. NYMEX Submission No. 22-242

Dear Mr. Kirkpatrick:

New York Mercantile Exchange, Inc. (“NYMEX” or “Exchange”) certifies to the Commodity Futures Trading Commission (“CFTC” or “Commission”) various administrative amendments to the NYMEX Position Limit, Position Accountability and Reportable Level Table located in NYMEX Chapter 5 (“Trading Qualifications and Practices”) (the “Table”) effective on August 3, 2022.

As a result of a comprehensive audit of the Table, the Exchange identified typographical errors as more specifically detailed below (collectively, the “Rule Amendments”). There is no operational impact as a result of the Rule Amendments.

The Exchange is correcting an administrative error in the All Month Aggregate Into Futures Equivalent Leg (1) column for Argus WTI Diff vs. CMA NYMEX Calendar Month Futures contract (Commodity Code: ANC) and Argus WTI Diff vs. CMA NYMEX Trade Month Futures contract (Commodity Code: ANT). The All Month Aggregate Into Futures Equivalent Leg (1) column was erroneously not populated in [Exhibit B](#) of NYMEX Submission No. [18-002](#) dated January 4, 2018. The All Month Aggregate Into Futures Equivalent Leg (1) column has been populated with Codes ANC and ANT for the respective contracts.

The Exchange is correcting administrative errors in the Initial Spot-Month Limit Effective Date column. Mini Middle East HSFO 380 cst FOB Arab Gulf (Platts) BALMO Futures contract (Commodity Code: MHS), Mini Middle East HSFO 180 cst FOB Arab Gulf (Platts) BALMO Futures contract (Commodity Code: MGS), and Middle East Gasoil FOB Arab Gulf (Platts) BALMO Futures contract (Commodity Code: MBS) erroneously reference their own respective Commodity Codes, but they should reference the respective Commodity Codes that are populated in the Spot-Month Aggregate Into Futures Equivalent Leg (1) column. The Initial Spot-Month Limit Effective Date column was erroneously populated in [Exhibit B](#) of NYMEX Submission No. [14-059](#) dated February 13, 2014. The Initial Spot-Month Limit Effective Date column was corrected with the correct Commodity Codes for Mini Middle East HSFO 380 cst FOB Arab Gulf (Platts) Futures contract (Commodity Code: MSE), Mini Middle East HSFO 180 cst FOB Arab Gulf (Platts) Futures contract (Commodity Code: MHE), and Middle East Gasoil FOB Arab Gulf (Platts) Futures contract (Commodity Code MPE).

The Exchange is correcting an administrative error in the Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column in connection with the aggregation of certain energy futures to incorporate CFTC position limits regulations. Pursuant to NYMEX Submission No. [21-400](#) dated September 28, 2021, the [Table](#) reflected

an incorrect Spot-Month Limit (In Contract Units) for Leg 1 for the NY Harbor ULSD vs. Low Sulphur Gasoil (1,000bbl) Futures contract (Commodity Code: NLS) (“NLS”). Pursuant to NYMEX Submission No. [21-400](#), the Spot-Month Aggregate Into Ratio Leg (1) column was amended so that Leg 1 of NLS would aggregate into NY Harbor ULSD Financial Futures contract (Commodity Code: MP) (“MP”). Therefore, the Spot-Month Limit (In Contract Units) for Leg 1 of NLS should be 84,000,000. The Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column was corrected from 2,000,000 to 84,000,000 for Leg 1 of NLS.

The Exchange is correcting administrative errors in the Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column for the Gulf Coast HSFO (Platts) Crack Spread BALMO Futures contract (Commodity Code: GFC) (the “contract”). The Spot-Month Limit (In Contract Units) for Leg 1 of the contract should be 1,000,000 since Leg 1 of the contract aggregates into Gulf Coast HSFO (Platts) Futures contract (Commodity Code: MF). Pursuant to NYMEX Submission No. [21-109](#) dated February 24, 2021, the [Appendix A](#) erroneously had Spot-Month Limit (In Contract Units) for Leg 1 of the contract as 42,000,000. The Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column was corrected from 42,000,000 to 1,000,000 for Leg 1 of the contract.

The Exchange is correcting an administrative error in the Single Month Accountability Level Leg (1) / Leg (2) column in connection with the aggregation of certain energy futures to incorporate CFTC position limits regulations. Pursuant to NYMEX Submission No. [21-400](#) dated September 28, 2021, the [Table](#) reflected incorrect Single Month Accountability Level Leg (1) / Leg (2) for the E-mini NY Harbor ULSD Futures contract (Commodity Code: QH), NY Harbor ULSD Bullet Futures contract (Commodity Code: BH), and NY Harbor ULSD European Financial Option contract (Commodity Code: LB) (collectively the “contracts”). Pursuant to NYMEX Submission No. [21-400](#), the Single Month Aggregate Into Futures Equivalent Leg (1) was amended so that the contracts would aggregate into NY Harbor ULSD Last Day Financial Futures contract (Commodity Code: 23) for Leg 1. Therefore, the Single Month Accountability Level for Leg 1 of the contracts should have been amended to 5,000. The Single Month Accountability Level Leg (1) / Leg (2) column for the contracts was amended from 7,000 to 5,000 for Leg 1 of the contracts.

The Exchange is correcting an administrative error in the Single Month Accountability Level Leg (1) / Leg (2) column in connection with the aggregation of certain energy futures to incorporate CFTC position limits regulations. Pursuant to NYMEX Submission No. [21-400](#) dated September 28, 2021, the [Table](#) reflected incorrect Single Month Accountability Level Leg (1) / Leg (2) for the E-mini RBOB Gasoline Futures contract (Commodity Code: QU), RBOB Gasoline Bullet Futures contract (Commodity Code: RT), and RBOB Gasoline European Financial Option contract (Commodity Code: RF) (collectively the “contracts”). Pursuant to NYMEX Submission No. [21-400](#), the Single Month Aggregate Into Futures Equivalent Leg (1) was amended so that the contracts would aggregate into RBOB Gasoline Last Day Financial Futures contract (Commodity Code: 27) for Leg 1. Therefore, the Single Month Accountability Level for Leg 1 of the contracts should have been amended to 5,000. The Single Month Accountability Level Leg (1) / Leg (2) column for the contracts was amended from 7,000 to 5,000 for Leg 1 of the contracts.

The Exchange is correcting an administrative error in the Single Month Accountability Level Leg (1) / Leg (2) and All Month Accountability Level Leg (1) / Leg (2) columns. The Table reflects incorrect Single Month Accountability Level Leg (1) / Leg (2) and All Month Accountability Level Leg (1) / Leg (2) for Low Sulphur Gasoil Average Price Option contract (Commodity Code: F7) (the “contract”). The Single Month Aggregate Into Futures Equivalent Leg (1) and All Month Aggregate Into Futures Equivalent Leg (1) columns show the contract aggregates into European Low Sulphur Gasoil Financial Futures contract (Commodity Code: GX). Therefore, the Single Month and All Month Accountability Levels for Leg 1 of the contracts should be 7,000. The Single Month Accountability Level Leg (1) / Leg (2) and All Month Accountability Level Leg (1) / Leg (2) columns for the contracts were amended from 5,000 to 7,000 for Leg 1 of the contract.

The Exchange is correcting an administrative error in the Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) for the Methanol CFR China Specific Origins (ICIS) Futures contract (Commodity Code: CMS) (the “contract”). The Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column was erroneously populated in [Exhibit B](#) of NYMEX Submission No. [21-033](#) dated February 4, 2021. The Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column for the contract has been amended from 1,000,000 to 100,000.

The Exchange is correcting an administrative error in the Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column for German Power Baseload Calendar Month Futures contract (Commodity Code: DEB), German Power Peakload Calendar Month Futures contract (Commodity Code: DEP), Italian Power Baseload (GME) Calendar Month Futures contract (Commodity Code: ITB), and Italian Power Peakload (GME) Calendar Month Futures contract (Commodity Code: ITP). The Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column was erroneously populated in [Exhibit B](#) of NYMEX Submission No. [17-212](#) dated June 22, 2017. The Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column for the contract has been amended from 2,808,000 to 2,847,000; 994,500 to 1,014,000; 1,080,000 to 1,095,000; and 382,500 to 390,000, respectively for the contracts.

The Exchange is correcting an administrative error in the Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) for PJM Western Hub Real-Time Off-Peak Calendar-Day 5 MW Futures contract (Commodity Code: WOR), MISO Indiana Hub Real-Time Off-Peak Calendar-Day 5 MW Futures contract (Commodity Code: FTD), and MISO Indiana Hub Real-Time Peak Calendar-Day 5 MW Futures contract (Commodity Code: PTD) (collectively, the “contracts”). NYMEX Submission No. [14-387](#), dated December 22, 2014, detailed the delisting of MISO Indiana Hub (formerly Cinergy Hub) Off-Peak LMP Futures contract (Commodity Code: EJ) (“EJ”), MISO Indiana Hub (formerly Cinergy Hub) Real-Time Peak Calendar-Month 2.5 MW Futures contract (Commodity Code: EM) (“EM”), and PJM Off-Peak Calendar-Month LMP Futures contract (Commodity Code: JP) (“JP”) which the contracts had respectively aggregated into prior to them being delisted in January 2019. Once EJ, EM, and JP were delisted in January 2019, the contracts aggregated into themselves and the Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column should have been amended at that time but was not. The Spot-Month Limit (In Contract Units) Leg (1) / Leg (2) column has been amended from 4,192,500 to 139,750; 1,759,875 to 58,650; and 1,678,750 to 80,000, respectively for the contracts.

Exhibit A, which appears under separate cover, provides amendments to the Table with additions underscored and deletions ~~struck through~~.

The Exchange reviewed the designated contract market core principles (“Core Principles”) as set forth in the Commodity Exchange Act (“CEA” or “Act”) and identified that the Rule Amendments may have some bearing on the following Core Principles:

Core Principle 2 – Compliance with Rules: Trading in the Contracts will continue to be subject to NYMEX Rulebook Chapter 4, which includes prohibitions against fraudulent, noncompetitive, unfair, and abusive practices. Additionally, trading in these Contracts will be subject to the Exchange’s trade practice rules, the majority of which are contained in Chapter 5 and Chapter 8 of the Rulebook. Trading activity in the Contracts will be subject to monitoring and surveillance by the Exchange’s Market Regulation Department, which has the authority to exercise its investigatory and enforcement power where potential rule violations are identified.

Core Principle 3 – Contracts Not Readily Subject to Manipulation: The Contracts are based on a cash price series that is reflective of the underlying cash market and is commonly relied on and used as a reference price by cash market brokers and commercial market participants.

Core Principle 5 –Position Limits or Accountability: The speculative position limits for the Contracts shall remain consistent with the Commission’s guidance as a result of the Rule Amendments. There is no operational impact as a result of the Rule Amendments

Core Principle 7 – Availability of General Information: The Exchange will disseminate a Market Surveillance Notice (“MSN”) that sets forth information in regard to the Rule Amendments.

Core Principle 13 – Disciplinary Procedures: NYMEX Rulebook Chapter 4 provides for the Exchange to discipline, suspend, or expel members or market participants who violate the rules of the Exchange. Trading in the Contracts is subject to these provisions. The Exchange’s Market

Regulation Department has the authority to exercise its powers of enforcement, in the event that rule violations in these products are identified.

Pursuant to Section 5c(c) of the Act and CFTC Regulation 40.6(a), the Exchange hereby 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>.

If you require any additional information, please contact the undersigned at (212) 299-2200 or via e-mail at CMESubmissionInquiry@cmegroup.com.

Sincerely,

/s/ Christopher Bowen
Managing Director and Chief Regulatory Counsel

Attachment: Exhibit A – NYMEX Rulebook Chapter 5 NYMEX Position Limit, Position Accountability and Reportable Level

Exhibit A

**NYMEX Rulebook
Chapter 5
("Trading Qualifications and Practices")**

Position Limit, Position Accountability and Reportable Level Table

(additions underlined, deletions ~~overstruck~~)

(attached under separate cover)