



**New York  
Mercantile Exchange**

*NYMEX/COMEX. Two divisions, one marketplace*

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July 1, 2005

**VIA ELECTRONIC MAIL AND FACSIMILE TRANSMISSION**

Office of the Secretariat  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, N.W.  
Washington, D.C. 20581

**RE: Rule Certification. NYMEX Submission 05.113: Renewal of  
Temporary NYMEX Incentive Program in Support of the Listing for  
Trading of the NYMEX Brent Crude Oil Futures Contract on Dublin  
Trading Floor**

Dear Ms. Webb:

The New York Mercantile Exchange, Inc. ("NYMEX") is notifying the Commodity Futures Trading Commission ("CFTC") of a self-certification filing involving a two-month renewal of a temporary NYMEX incentive program ("Incentive Program") (that was implemented in connection with the listing of the NYMEX Brent Crude Oil Futures Contract ("Brent") on the Exchange's new Dublin trading floor).

The Incentive Program has most recently included two components. These components include the following: a travel stipend available to floor traders relocating to Dublin and to their clerks; and a waiver of Exchange transaction and clearing fees in the NYMEX Brent contract, including a waiver of the surcharge charged by the Exchange for transactions on NYMEX ACCESS® in the Brent contract. In addition, the Exchange currently charges a monthly access fee of \$100 for non-members who trade directly on NYMEX ACCESS®. This monthly charge also will be waived during this period for NYMEX Europe permittees.

Second, the Exchange will continue to provide a stipend of \$1,000 (U.S. dollars) per week to NYMEX Europe permittees and to their clerks. This stipend is intended to defray in part transportation and living expenses, such as hotel bills, incurred in connection with establishing trading operations in Dublin. This stipend is based upon a demonstrated commitment to active involvement in the Brent contract as reflected by a regular presence on the trading floor. While the stipend will continue to be calculated on a weekly basis, actual payment will now shift to the end of each calendar month.

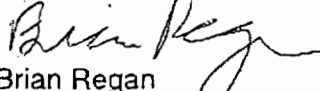
Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the Incentive Program complies with the Act, including regulations under the Act. The Incentive Program is being renewed,

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World Financial Center  
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New York, NY 10282-1101  
(212) 299-2000

*The New York Mercantile Exchange, Inc., is composed of two divisions. The NYMEX Division offers trading in crude oil, heating oil, unleaded gasoline, natural gas, electricity, propane, platinum and palladium. The COMEX Division offers trading in gold, silver, copper, aluminum, and the FTSE Eurotop 100<sup>®</sup> index, and the FTSE Eurotop 300<sup>®</sup> index.*

effective July 5, 2005, for an additional two months until September 5, 2005. Should you have any questions concerning the above, please contact the undersigned at (212) 299-2207.

Very truly yours,

  
Brian Regan  
Vice President & Counsel

cc: Riva Adriance, Esq.  
Clarence Sanders, Esq.