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August 4, 2006

OFFICE OF THE SECRETARIAT

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. NYMEX Submission 06.96 – Notification of
Amendment to NYMEX Division Rule 6.21G.**

Dear Ms. Eileen A. Donovan:

The New York Mercantile Exchange, Inc. (“NYMEX” or the “Exchange”) hereby notifies the Commodity Futures Trading Commission (“CFTC”) of an amendment to NYMEX Rule 6.21G, Participation by NYMEX Floor Members in Special Program for Over-the-Counter Trading with FCM Guarantee.

Effective August 4, 2006, the Exchange has obtained permanent CFTC regulatory relief that allows NYMEX Floor Members to trade in OTC markets under specified conditions. Pursuant to Section 5c(c) of the Commodity Exchange Act (“Act”) and CFTC Rule 40.6, the Exchange hereby certifies that the attached amendment complies with the Act, including regulations under the Act.

Should you have any questions concerning the above, please contact Nancy Minett, Vice President, Compliance, at (212) 299-2940, or Adam E. Wernow, Compliance Counsel, at (212) 299-2851.

Very truly yours,

Thomas F. Lasala
Senior Vice President
Compliance and Risk Management

Attachments

cc: Nancy Minett
Brian Regan

Amendment to NYMEX Rule 6.21G

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

Rule 6.21G, Participation by NYMEX Floor Members in Special Program for Over-the-Counter Trading with FCM Guarantee

(A) **In accordance with the CFTC's Order effective August 4, 2006,** ~~t~~ This program is effective until ~~August 4, 2006, or until~~ such ~~other~~ date as announced by the Exchange. The over-the-counter (OTC) contracts, agreements or transactions must be executed pursuant to Section 2(h)(1) of the Commodity Exchange Act (Act), which in effect provides among other things that such transactions shall be subject to CFTC anti-fraud and anti-manipulation authority and also may not be entered into on a trading facility. This program generally allows a NYMEX Floor Member to enter into trading in certain OTC contracts on the basis of a FCM guarantee without needing to satisfy the total assets requirements otherwise necessary under the Act for such trading. In order to maintain eligibility for this program, a NYMEX Floor Member must continue to satisfy all of the conditions contained in this rule.

(Sections (B) through (F) remain unchanged.)