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OFFICE OF THE SECRETARIAT  
February 27, 2009

**Via E-Mail**

Mr. David Stawick  
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 #09.31:  
Notification of Amendment to NYMEX Rule 9A.27 Regarding an Increase to  
the Copper Spot Month Position Limit**

Dear Mr. Stawick:

The New York Mercantile Exchange ("NYMEX" or "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying an amendment to Chapter 9A, Appendix A, NYMEX Rule 9A.27, Expiration and Current Delivery Month Position Limits, to reflect the increase in the COMEX Division Copper futures contract spot month position limit from 500 contracts to 750 contracts, that will commence with the March 2009 delivery period. This determination was based upon an analysis of the current COMEX Copper warehouse stocks.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule amendment complies with the Act, including regulations under the Act. This amendment will be effective Tuesday, March 3, 2009.

Should you have any questions concerning the above, please contact Anthony V. Densieski, Senior Director, Market Surveillance, at (212) 299-2881, or the undersigned at (202) 638-3838.

Sincerely,

A handwritten signature in cursive script that reads "De'Ana H. Dow".

De'Ana H. Dow  
Managing Director,  
Government Relations

Attachment

**NOTIFICATION OF AMENDMENT TO NYMEX RULE 9A.27**

(Bold/strikethrough indicates deletions; bold/underlining indicates additions)

Contract Name	Rule	Commodity	All/Any One Month	Expiration	Reporting		
	Chapter	Code	Accountability	Month	Level	Aggregate	Aggregate
			Level	Limit		Into (1)	Into (2)
			Rule 9A.26	Rule 9A.27	Rule 9A.34		
<b>Metals</b>							
COMEX Division- Copper Contract Rules	111	HG	5,000	<del>500</del> <u>750</u>	25	HG	