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**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

OFFICE OF THE SECRETARIAT

**Re: Rule Amendment Certification. New York Mercantile Exchange, Inc. Submission #08.45: Notification of Amendments to NYMEX Rules 9.26, 9.27, and 9.34 for the new NYMEX Certified Emission Reduction (CER) Option Contract.**

Dear Mr. Stawick:

The New York Mercantile Exchange, Inc. ("NYMEX" or "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying the following amendments to NYMEX Rules 9.26, All Month/Any One Month Accountability Levels, 9.27, Expiration Month Limit, and 9.34, Reporting Levels, in relation to the listing of the new NYMEX Certified Emission Reduction (CER) Option Contract. The new NYMEX Certified Emission Reduction (CER) Option Contract is being submitted simultaneously under separate cover and labeled as Submission No. 08.52.

The amendments include the addition of accountability levels, position limits, and reportable levels for the new NYMEX Certified Emission Reduction (CER) Option contract (*see* attached Chapter 9, Appendix A). Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the attached rule amendments comply with the Act, including regulations under the Act. These changes will be effective for trade date April 21, 2008.

Should you have any questions concerning the above, please contact Thomas F. LaSala, Chief Regulatory Officer, at (212) 299-2897, Anthony V. Densieski, Vice President, Market Surveillance, at (212) 299-2881, or the undersigned at (202) 715-8517.

Sincerely,



De'Ana H. Dow  
Senior Vice President and  
Chief Legislative Counsel

Attachment: Chapter 9, Appendix A

**NOTIFICATION OF AMENDMENTS TO NYMEX CHAPTER 9, APPENDIX A**

(Strikeouts in bold show deletions; underlines in bold show additions)

**Chapter 9 - Appendix A**

<u>Contract Name</u>	<u>Rule Chapter</u>	<u>Commodity Code</u>	<u>All Month Accountability Level</u>	<u>Any One Month Accountability Level</u>	<u>Expiration Month Limit</u>	<u>Reporting Level</u>	<u>Aggregate Into (1)</u>
			<b>Rule 9.26</b>	<b>Rule 9.26</b>	<b>Rule 9.27</b>	<b>Rule 9.34</b>	
<u>Emissions</u>							
<u>Certified Emission Reduction (CER) Option Contract</u>	<b>872</b>	<b>VG</b>	<b>5,000</b>	<b>2,500</b>	<b>1,250</b>	<b>25</b>	<b>VA</b>