

April 28, 2008

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

APR 28 PM 2:58

RECEIVED
C.F.T.C.

Re: Rule Amendment Certification. New York Mercantile Exchange, Inc. Submission #08.55. Notification of Amendments to Insert Terms Omitted from Delivery Procedures Provisions and to Correct an Error in the Delivery Period of the Seasonal NO_x Emissions Allowance Futures Contracts (Vintages 2009, 2010, 2011 and 2012).

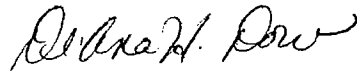
Dear Mr. Stawick:

The New York Mercantile Exchange, Inc. ("NYMEX" or "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying amendments to the following NYMEX Rules pertaining to the Delivery Procedures and Delivery Period for the Seasonal NO_x Emissions Allowance Futures Contracts (Vintages 2009, 2010, 2011 and 2012): 860.09 (C)-(D), 860.10, 861.09 (C)-(D), 861.10, 862.09 (C)-(D), 862.10, 863.09 (C)-(D), and 863.10. These amendments insert Delivery Procedures terms that were inadvertently omitted from the original certification. Additionally, this submission corrects an error identified in the Delivery Period provision for each vintage. Specifically, the original submission for each vintage incorrectly stated that delivery shall take place on the *third* business day prior to the last business day of the delivery month, but should have stated that delivery shall take place *one* business day prior to the last business day of the delivery month.

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 made effective on, April 30, 2008.

Should you have any questions concerning the above, please contact Brad Leach at 212-299-2609 or the undersigned at (202) 715-8517.

Sincerely,

A handwritten signature in cursive script, appearing to read "De'Ana H. Dow".

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

Attachment

**NOTIFICATION OF AMENDMENTS TO NYMEX RULES 860.09 (C)-(D) and 860.10
Seasonal NO_x Emissions Allowance Vintage 2009 Futures Contract
(Strikeouts in bold show deletions; Underlines in bold show additions)**

860.09 Delivery Procedures

(A) ***

(B) ***

C) USE OF SETTLEMENT PRICE: The final settlement price used for the delivery shall be the settlement price from the final day of trading.

(D) Notice Day

(1) The Clearing House shall allocate Notices of Intention to Deliver and Notices of Intention to Accept by matching size of positions, to the extent possible.

(2) The Clearing House shall provide Tender Allocation Notices to the respective Clearing Members by 2:00 PM on the second business day prior to the last business day of the delivery month.

(3) The day the Tender Allocation Notices are provided to the Clearing Members shall be referred to as "Notice Day". Tender Allocation Notices are not transferable.

(E) ***

(F) ***

860.10 Delivery Period

Delivery shall take place ~~on the third~~ **one** business day prior to the last business day of the delivery month.

**NOTIFICATION OF AMENDMENTS TO NYMEX RULES 861.09 (C)-(D) and 861.10
Seasonal NO_x Emissions Allowance Vintage 2010 Futures Contract
(Strikeouts in bold show deletions; Underlines in bold show additions)**

861.09 Delivery Procedures

(A) ***

(B) ***

C) USE OF SETTLEMENT PRICE: The final settlement price used for the delivery shall be the settlement price from the final day of trading.

(D) Notice Day

(1) The Clearing House shall allocate Notices of Intention to Deliver and Notices of Intention to Accept by matching size of positions, to the extent possible.

(2) The Clearing House shall provide Tender Allocation Notices to the respective Clearing Members by 2:00 PM on the second business day prior to the last business day of the delivery month.

(3) The day the Tender Allocation Notices are provided to the Clearing Members shall be referred to as "Notice Day". Tender Allocation Notices are not transferable.

(E) ***

(F) ***

861.10 Delivery Period

Delivery shall take place ~~on the third~~ **one** business day prior to the last business day of the delivery month.

**NOTIFICATION OF AMENDMENTS TO NYMEX RULES 862.09 (C)-(D) and 862.10
Seasonal NO_x Emissions Allowance Vintage 2011 Futures Contract
(Strikeouts in bold show deletions; Underlines in bold show additions)**

862.09 Delivery Procedures

(A) ***

(B) ***

C) USE OF SETTLEMENT PRICE: The final settlement price used for the delivery shall be the settlement price from the final day of trading.

(D) Notice Day

(1) The Clearing House shall allocate Notices of Intention to Deliver and Notices of Intention to Accept by matching size of positions, to the extent possible.

(2) The Clearing House shall provide Tender Allocation Notices to the respective Clearing Members by 2:00 PM on the second business day prior to the last business day of the delivery month.

(3) The day the Tender Allocation Notices are provided to the Clearing Members shall be referred to as "Notice Day". Tender Allocation Notices are not transferable.

(E) ***

(F) ***

862.10 Delivery Period

Delivery shall take place ~~on the third~~ **one** business day prior to the last business day of the delivery month.

NOTIFICATION OF AMENDMENTS TO NYMEX RULES 863.09 (C)-(D) and 863.10

Seasonal NO_x Emissions Allowance Vintage 2012 Futures Contract
(Strikeouts in bold show deletions; Underlines in bold show additions)

863.09 Delivery Procedures

(A) ***

(B) ***

C) USE OF SETTLEMENT PRICE: The final settlement price used for the delivery shall be the settlement price from the final day of trading.

(D) Notice Day

(1) The Clearing House shall allocate Notices of Intention to Deliver and Notices of Intention to Accept by matching size of positions, to the extent possible.

(2) The Clearing House shall provide Tender Allocation Notices to the respective Clearing Members by 2:00 PM on the second business day prior to the last business day of the delivery month.

(3) The day the Tender Allocation Notices are provided to the Clearing Members shall be referred to as "Notice Day". Tender Allocation Notices are not transferable.

(E) ***

(F) ***

863.10 Delivery Period

Delivery shall take place ~~on the third~~ **one** business day prior to the last business day of the delivery month.