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May 20, 2010

**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 #10-137: Notification Regarding the Extension of an Incentive Program with Regard to the Listed Environmental Futures and Option Contracts**

Dear Mr. Stawick:

The New York Mercantile Exchange, Inc. ("NYMEX" or the "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying the extension of a trading and clearing fee waiver program for environmental futures and option contracts listed below. The incentive program will waive trading and clearing fees for these contracts until August 31, 2010.

Contract	Code	Rule Chapter
In Delivery Month European Union Allowance (EUA) Futures	6T	850
In Delivery Month European Union Allowance (EUA) Option	6U	851
In Delivery Month Certified Emission Reduction (CER) Futures	6S	852
In Delivery Month Certified Emission Reduction (CER) Option	6P	853
European Union Allowance (EUA) Futures	RC	868
European Union Allowance (EUA) Option	AV	869
Certified Emission Reduction (CER) Futures	VA	870
Certified Emission Reduction (CER) Option	VG	872
In Delivery Month European Union Allowance (EUA) Serial Option	9G	909
In Delivery Month Certified Emission Reduction (CER) Serial Option	9E	910
NOX Emissions Allowance Futures	RN	783
Seasonal NOX Emissions Allowance Vintage 2009 Futures	YI	860
Seasonal NOX Emissions Allowance Vintage 2010 Futures	YJ	861
Seasonal NOX Emissions Allowance Vintage 2011 Futures	YN	862
Seasonal NOX Emissions Allowance Vintage 2012 Futures	YM	863
Annual NOX Emissions Allowance Vintage 2009 Futures	WW	864
Annual NOX Emissions Allowance Vintage 2010 Futures	YP	865
Annual NOX Emissions Allowance Vintage 2011 Futures	YQ	866
Annual NOX Emissions Allowance Vintage 2012 Futures	YR	867
Regional Greenhouse Gas Initiative (RGGI) CO2 Allowance Futures	RJ	873

Regional Greenhouse Gas Initiative (RGGI) CO2 Allowance Vintage 2009 Futures	98	873
Regional Greenhouse Gas Initiative (RGGI) CO2 Allowance Vintage 2010 Futures	76	873
Regional Greenhouse Gas Initiative (RGGI) CO2 Allowance Vintage 2011 Futures	86	873
Regional Greenhouse Gas Initiative (RGGI) CO2 Allowance Vintage 2012 Futures	96	873
Regional Greenhouse Gas Initiative (RGGI) CO2 Allowance Option	OR	874
SO2 Emissions Allowance Future	RS	782
SO2 Emissions Allowance Option	AS	871
SO2 Emission 25 Allowance - Current Vintage Future	09	554
SO2 Emission 25 Allowance - Vintage 2010 Futures	10	554
SO2 Emission 25 Allowance - Vintage 2011 Futures	11	554
SO2 Emission 25 Allowance - Vintage 2012 Futures	12	554
SO2 Emission 25 Allowance - Vintage 2013 Futures	13	554
SO2 Emission 25 Allowance - Vintage 2014 Futures	14	554
SO2 Emissions 25 Allowance - Options	S2	606
Climate Action Reserve (CAR) Futures – Non Vintage	CR	917
Climate Action Reserve (CAR) Futures – Vintage 2009	92	917
Climate Action Reserve (CAR) Futures – Vintage 2010	93	917
Climate Action Reserve (CAR) Futures – Vintage 2011	94	917
Climate Action Reserve (CAR) Futures – Vintage 2012	95	917

Please note that the incentive program was originally filed with the Commission under Submission #10-059 on March 5, 2010 and was set to expire on May 31, 2010.

Pursuant to Section 5c(c) of the Commodity Exchange Act ("Act") and CFTC Rule 40.6, the Exchange hereby certifies that the extension of the incentive program complies with the Act, including regulations under the Act. The extension of the incentive program shall be effective immediately.

Should you have any questions concerning the above, please contact Brad Leach at (212) 299-2609 or the undersigned at (312) 648-5422.

Sincerely,

/s/Stephen M. Szarmack  
Regulatory Counsel