

August 10, 2012

**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 40.6(a) Certification. New York Mercantile Exchange, Inc. Notification Regarding the Delisting of Six (6) Electricity Swap Futures Contracts from CME Globex Trading Venue NYMEX Submission# 12-253**

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 delisting of six (6) swap futures contracts (listed below) from CME Globex trading platform. Please note that these contracts remain listed for trading on the NYMEX trading floor and for submission for clearing through CME ClearPort.

In addition, with respect to two of these contracts, NYISO Zone A 5 MW Peak Calendar-Month Day-Ahead LBMP Swap Futures and NYISO Zone G 5 MW Peak Calendar-Month Day-Ahead LBMP Swap Futures, the delisting from CME Globex is temporary in order to be able to conduct certain technological changes to the set-up of these products on CME Globex. The Exchange will self-certify the re-listing of these two contracts onto CME Globex under separate submission.

The contracts, commodity codes, and chapter numbers are listed below:

<b>Contract</b>	<b>Code</b>	<b>Chapter Number</b>
PJM Northern Illinois Hub 5 MW Peak Calendar-Month Real-Time LMP Swap Futures	B3	894
Midwest ISO Indiana Hub (formerly Cinergy Hub) 5 MW Peak Calendar-Month Real-Time Swap Futures	H3	802
NYISO Zone A 5 MW Peak Calendar-Month Day-Ahead LBMP Swap Futures	K3	902
NYISO Zone G 5 MW Peak Calendar-Month Day-Ahead LBMP Swap Futures	T3	904
ISO New England Internal Hub 5 MW Peak Calendar-Month Day-Ahead LMP Swap Futures	U6	800
PJM AEP Dayton Hub 5MW Peak Calendar-Month Real-Time LMP Swap Futures	Z9	896

NYMEX business staff responsible for the rule amendments and the Exchange legal department collectively reviewed the designated contract market core principles ("Core Principles") as set forth in the Commodity Exchange Act ("CEA" or the "Act"). During the review, Exchange staff identified that the delisting from CME Globex may have some bearing on the following Core Principles:

**Daily Publication of Trading Information:** The board of trade will continue to make public daily information on settlement prices, volume, open interest, and opening and closing ranges for actively traded contracts on the contract market.

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Execution of Transactions: The contracts continue to be listed for clearing on the CME ClearPort platform. The contracts are being delisted from the CME Globex trading venue but remain listed on the NYMEX open outcry trading floor. This will ensure that the contracts continue to be listed on a competitive trading venue as required to maintain compliance with this Core Principle.

Pursuant to Section 5c(c) of the Act and CFTC Regulation 40.6(a), the Exchange hereby certifies that the delisting from CME Globex complies with the Act, including regulations under the Act. This venue change shall become effective Sunday, August 26, 2012, for trade date Monday, August 27, 2012.

The Exchange certifies that this submission has been concurrently posted on the Exchange's website at <http://www.cmegroup.com/market-regulation/rule-filings.html>.

Should you have any questions concerning the above, please contact the undersigned at (312) 930-8167 or [Sean.downey@cmegroup.com](mailto:Sean.downey@cmegroup.com).

Sincerely,

/s/Sean M. Downey  
Director and Assistant General Counsel