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OFFICE OF THE SECRETARIAT  
2009 SEP 22 AM 8 58

September 21, 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 #09-203: Notification of Amendments to NYMEX Chapter 5, Position Limit, Position Accountability and Reportable Level Table in Connection with the Delisting of Aluminum Futures and Options Contracts**

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 NYMEX Chapter 5, Position Limit, Position Accountability and Reportable Level Table in relation to the delisting of the COMEX Division Aluminum Futures (AL) and Aluminum Options (OA) contracts. These amendments remove references to the contracts from Chapter 5. Effective with the expiration of the September 2009 contract month, Aluminum Futures will be delisted as of trade date September 28, 2009, and Aluminum Options was delisted as of trade date August 26, 2009.

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 amendments will be made effective on September 28, 2009.

Should you have any questions concerning the above, please contact Anthony V. Densieski, Director, Market Surveillance, at (212) 299-2881, or me at (312) 648-5422.

Sincerely,

/s/ Stephen M. Szarmack  
Director and Associate General Counsel

Attachment

**NOTIFICATION OF AMENDMENTS TO NYMEX CHAPTER 5**  
(strikethrough indicates deletions)

<u>Contract Name</u>	<u>Rule Chapter</u>	<u>Commodity Code</u>	<u>All Month Account-ability Level</u>	<u>Any One Month Account-ability Level</u>	<u>Expira-tion Month Limit</u>	<u>Report-ing Level</u>	<u>Aggre-gate Into (1)</u>
			<u>Rule 560</u>	<u>Rule 560</u>	<u>Rule 559</u>	<u>Rule 561</u>	
<i>Metals</i>							
<i>USA</i>							
COMEX Division— Aluminum Futures Rules	123	AL	6,000	6,000	350	25	AL
COMEX Division— Aluminum Futures Options Rules	124	OA				25	AL