



October 30, 2009

Mr. David Stawick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

C.F.T.C.
OFFICE OF THE SECRETARIAT
2009 NOV 2 PM 5 51

**RE: Rule 975. ("Emergency Financial Conditions")
CME/CBOT/NYMEX Submission No. 09-267**

Dear Mr. Stawick:

Chicago Mercantile Exchange Inc. ("CME"), Chicago Board of Trade, Inc. ("CBOT") and New York Mercantile Exchange, Inc. ("NYMEX") (collectively, "the Exchanges") hereby notify the Commodity Futures Trading Commission ("Commission") of amendments to CME/CBOT/NYMEX Rule 975. ("Emergency Financial Conditions").

The rule changes are attached with additions underscored and deletions lined-out. The rule amendments will be made effective on November 4, 2009. The Exchanges certify that these changes comply with the Commodity Exchange Act and regulations thereunder.

If you have any questions regarding the above, please contact Tim Doar, Managing Director, Clearing House at 312.930.3162 or me at 312.648.4522. Please reference CME/CBOT/NYMEX Submission No. 09-267 in any related correspondence.

Sincerely,

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

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CME/CBOT/NYMEX Rules

975. EMERGENCY FINANCIAL CONDITIONS

If the President of the Exchange or the President of the Clearing House determines that the financial or operational condition of a clearing member or one of its affiliates is such that to allow that clearing member to continue its operation would jeopardize the integrity of the Exchange, or negatively impacts the financial markets by introducing an unacceptable level of uncertainty, volatility or risk, whether or not the clearing member continues to meet the required minimum financial requirements, he may empanel the Chief Executive Officer, the President of the Exchange, Chairman of the Board, the Chairman of the Clearing House Risk Committee and the President of the Clearing House. (Emergency Financial Committee) Such panel shall be duly authorized and, upon a unanimous vote of the panel, be empowered to order (a) an immediate position limitation, (b) an immediate suspension of the clearing member, (c) that all open trades of said clearing member be for liquidation only, (d) the liquidation or transfer of all or a portion of the open positions of the clearing member, or (e) additional performance bond to be deposited with the Clearing House and/or (f) any other action necessary to protect the financial integrity of the Clearing House. The clearing member affected by action taken shall be notified and may request a hearing before the Board as provided in Rule 412. In the event of suspension, the Chief Executive Officer shall, promptly after a suspension, set the matter for hearing before the Board for final determination. To the extent that the panel orders that all open trades of a clearing member be for liquidation only, or the panel orders the liquidation or transfer of all of the open positions of a clearing member, Rule 913.B. shall apply and the clearing member shall be treated as a withdrawing clearing member.