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October 15, 2003

Ms. Jean A. Webb
Secretary
Commodity Futures Trading Commission
Three Lafayette Center
1155 21st St., N.W.
Washington, D.C. 20581

Reference File SR-PBOT-2003-06
Rule Certification

Dear Ms. Webb:

Pursuant to Commission Rule 40.6, the Philadelphia Board of Trade ("PBOT" or the "Exchange") hereby submits the following:

- **New PBOT Rule 365 Regarding Exchange Recordkeeping**

Section 5(d) of the Commodity Exchange Act requires futures exchanges to comply with 18 "core principles" in order to maintain a designation as a contract market. Core Principle 10 of section 5(d) of the Commodity Exchange Act requires a board of trade to maintain rules and procedures to provide for the recording and safe storage of all identifying trade information in a manner that enables the contract market to use the information for purposes of assisting in the prevention of customer and market abuses and providing evidence of any violations of the rules of the contract market. Accordingly, PBOT is adopting new Rule 365 which provides that the Exchange shall comply with the recordkeeping requirements applicable to designated contract markets pursuant to Commission Rule 1.35, *Records of cash commodity, futures, and option transactions*, subject to the terms of the no-action letter issued by the Commodity Futures Trading Commission, Division of Trading and Markets, to the Exchange dated August 24, 1992. The new rule also provides that the Exchange shall maintain records as required by Commission Rule 1.31, *Books and records; keeping and inspection*.

The text of new PBOT Rule 365 is attached.

The PBOT intends to implement these amendments no sooner than one business day following the Commission's receipt of this filing.

There were no opposing views among the Executive Committee of the PBOT's Board of Directors concerning the new rule.

The PBOT certifies that new Rule 365 complies with the Commodity Exchange Act and the rules thereunder.

Sincerely,

William N. Briggs
President

Rule 365, Exchange Recordkeeping

The Exchange shall comply with the recordkeeping requirements applicable to designated contract markets pursuant to Commission Rule 1.35, Records of cash commodity, futures, and option transactions, subject to the terms of the no-action letter issued by the Commodity Futures Trading Commission, Division of Trading and Markets, to the Exchange dated August 24, 1992. The Exchange shall maintain records as required by Commission Rule 1.31, Books and records; keeping and inspection.