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October 23, 2003

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

Reference File # 2378.01
Rule Certification

Dear Ms. Webb:

Pursuant to Commission Regulation 40.6, the Chicago Board of Trade (CBOT[®]) hereby submits the following:

- **Establishment of a Designated Primary Market Maker Program for CBOT 10-Year Municipal Note Index Futures (Summary of program's salient features is attached).**

This program has been established pursuant to CBOT Rule 225.00 "General Enabling Rule for Market Maker Programs", which authorizes the Chief Executive Officer of the Exchange to approve the implementation of such programs. Rule 225.00 was duly adopted by membership ballot vote on March 14, 2001.

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

The CBOT certifies that this program complies with the Commodity Exchange Act and the rules thereunder.

Sincerely,

Paul J. Draths
Vice President and Secretary

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Designated Primary Market Maker (“DPM”) for 10-Year Municipal Note Index Futures

1. DPM Market Maker Obligations

DPM will provide two-sided open auction markets in the CBOT 10-Year Municipal Note Index futures contract, on a continuous basis during all open auction trading hours for such futures unless prevented from doing so as a result of circumstances beyond DPM’s reasonable control or due to position limits.

Assuming normal market conditions, DPM will make a multiple tiered market in the CBOT 10-Year Municipal Note Index futures contract at a market no wider than the bid-offer spreads and minimum contract depths on each side of the market for outright trades as specified in the following table:

Outright Markets under Normal Market Conditions:

4 ticks – 20 contracts
6 ticks – 35 contracts
8 ticks – 60 contracts
10 ticks – 110 contracts

In volatile market conditions, DPM will make a multiple tiered market in the CBOT 10-Year Municipal Note Index futures contract at a market no wider than the bid-offer spreads and minimum contract depths on each side of the market for outright trades as specified in the following table:

Outright Markets under Volatile Market Conditions:

6 ticks – 10 contracts
8 ticks – 25 contracts
10 ticks – 50 contracts

In normal market conditions, DPM will make a multiple tiered market in inter-commodity spread transactions between the CBOT 10-Year Municipal Note Index futures contract and the CBOT 10-Year U.S. Treasury Note futures contract and between the CBOT 10-Year Municipal Note Index futures contract and the CBOT U.S. Treasury Bond futures contract at a market no wider than the bid-offer spreads and minimum contract depths on each side of the market as specified in the following table:

MOB and MUT Spread Markets under Normal Market Conditions:

4 ticks – 20 contracts
6 ticks – 35 contracts
8 ticks – 60 contracts

10 ticks – 110 contracts

In volatile market conditions, DPM will make a multiple tiered market in inter-commodity spread transactions between the CBOT 10-Year Municipal Note Index futures contract and the CBOT 10-Year U.S. Treasury Note futures contract and between the CBOT 10-Year Municipal Note Index futures contract and the CBOT U.S. Treasury Bond futures contract at a market no wider than the bid-offer spreads and minimum contract depths on each side of the market as specified in the following table:

MOB and MUT Spread Markets under Volatile Market Conditions:

6 ticks – 10 contracts

8 ticks – 25 contracts

10 ticks – 50 contracts

DPM will make a multiple tiered market in calendar spread transactions in the CBOT 10-Year Municipal Note Index futures contract at a market no wider than the bid-offer spreads and minimum contract depths on each side of the market as specified in the following table:

Calendar Spread Markets:

3 ticks – 25 contracts

5 ticks – 50 contracts

7 ticks – 100 contracts

For the purposes of this program, volatile market conditions shall be defined as any period during which the open auction market for 10-Year Municipal Note Index futures is open for trading and:

- 1) Pertinent municipal market news is forthcoming within the next five minutes or has been announced within the previous five minutes.
- 2) The CBOT 30-Year U.S. Treasury Bond futures contract has moved at least five 32nds of one point, up or down, during the previous two minutes.
- 3) The CBOT 10-Year U.S. Treasury Note futures contract has moved at least four 32nds of one point, up or down, during the previous two minutes.
- 4) The first five minutes of the open auction trading session.
- 5) The last five minutes of the open auction trading session.

2. DPM Incentives

DPM will be the exclusive DPM for the CBOT 10-Year Municipal Note Index futures contract on the open auction platform.

DPM will be entitled to a minimum of 33% of each open auction CBOT 10-Year Municipal Note Index futures transaction where it has matched the bid or offer prior to trade completion.

If the CBOT determines to offer an Electronic Market Maker (“EMM”) program for the CBOT 10-Year Municipal Note Index futures contract on the e-cbot platform that would offer entitlement incentives to an exclusive EMM, DPM will have the right of first refusal to be the exclusive EMM on that platform. If the CBOT determines to offer an EMM program for the CBOT 10-Year Municipal Note Index futures contract on the e-cbot platform that would offer non-entitlement incentives to multiple EMMs, DPM will be entitled to receive incentives that are at least equal to those received by any other EMM.

3. Term

The term of the program Agreement will be for a period of two (2) years. The parties may negotiate an additional term to begin at the end of initial term.

4. Termination

If there is a material breach of the program Agreement by either party, the non-breaching party may terminate the Agreement, effective ten (10) days after written notice thereof to the breaching party, unless the breaching party corrects or has initiated measures to correct the breach within such ten (10) day period.

The CBOT, in its discretion, may terminate the Agreement, upon thirty (30) days written notice, if total average daily trading volume in CBOT 10-Year Municipal Note Index futures contract reaches 25,000 contracts per day over a three- (3) month period, or if the CBOT decides to delist such contracts for any reason.

The CBOT may, in its discretion, terminate the Agreement, in the event that DPM is formally charged by an Exchange disciplinary committee with a violation of CBOT Rules or Regulations, other than a violation that is excluded from the definition of a disciplinary offense contained in Commodity Futures Trading Commission Regulation 1.63.

DPM may terminate the Agreement, upon thirty (30) days written notice.

The parties may terminate the Agreement, by mutual consent at any time.