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June 17, 2004

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

Reference File #2467.01
Rule Certification

Dear Ms. Webb:

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

- **Amendments to Rule 450.00(a)(1) per the attached text (additions underlined; deletions bracketed and struck through).**

Rule 450.00(a)(1) specifies an annual Exchange fee cap for the open auction proprietary trades of member firms in specified registration categories. The referenced amendment will add fee cap eligibility for category (2c) member firms (i.e., a non-clearing, non-FCM entity which is an affiliate of another member firm and which has an Associate Membership registered on its behalf), and member firm affiliates as defined in Regulation 450.02D.

The CBOT intends to implement these amendments one day after the Commission's receipt of this filing.

There were no opposing views concerning these amendments.

The CBOT certifies that these amendments comply with the Commodity Exchange Act and the rules thereunder.

Sincerely,

Paul J. Draths
Vice President and Secretary

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Additions underlined; Deletions bracketed and struck through

450.00(a)(1) Exchange Service Fees – Open auction fee caps – with respect to open auction trades for a Full or Associate Member’s own account, the maximum of fees paid by any Full or Associate Member shall be \$20,000 per year per person who initiates and executes the trades. With respect to open auction trades for the proprietary account of a Regulation 230.02, Category (1a), (1b), (2a) [~~or~~] (2b) or (2c) member firm or a member firm affiliate as defined in Regulation 450.02D, which are initiated and executed by the same Member or Membership Interest holder, the maximum of fees paid by any such member firm or member firm affiliate shall be \$20,000 per year per person who initiates and executes the trades.