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August 18, 2004

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

Reference File #2482.01  
Rule Certification

Dear Ms. Webb:

Pursuant to Commission Regulation 40.6(a), the Chicago Board of Trade (CBOT<sup>®</sup>) hereby submits the following:

- **Adopt new Regulation 519.08 per the attached text.**

This regulation will codify and clarify the jurisdiction of the Floor Conduct Committee with respect to decorum enforcement on "Trade Talk" (the CBOT members only website).

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

There were no opposing views regarding this regulation.

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

Sincerely,

Paul Draths  
Vice President and Secretary

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## **New Regulation 519.08**

519.08 TradeTalk Violations – A member may not use the TradeTalk message board, which is generally accessible to all members connected to the MemberNet website, to post any material, which is knowingly false or inaccurate, contains foul, vulgar, or abusive language, is defamatory, degrading, libelous, threatening, harassing, obscene, invasive of a person's privacy, discusses illegal activities, or violates any law. Any violation of this Regulation shall be deemed a decorum offense.

A member shall receive a written notification from the Floor Conduct Committee if it has reason to believe that he may have committed a TradeTalk violation, and he shall be directed to appear before the Floor Conduct Committee prior to the imposition of any penalty described herein. However, any failure to appear after receiving such written notification shall be deemed a consent to any penalty that the Floor Conduct Committee shall subsequently impose pursuant to this Regulation.

The Floor Conduct Committee may impose a denial of access to TradeTalk for up to 90 days for the first TradeTalk offense, and a denial of such access for up to 180 days for a second or subsequent offense. In addition, the Floor Conduct Committee may impose a permanent denial of access to TradeTalk, in its discretion, in egregious circumstances.

The decision of the Floor Conduct Committee shall be final, and may not be appealed.

In addition, the Floor Conduct Committee shall be authorized to remove any message from TradeTalk, at any time and in advance of any related hearing for denial of access to TradeTalk, if the Committee determines that such message is inappropriate under the standards set forth in the TradeTalk Terms and Conditions of Use.