



BY ELECTRONIC TRANSMISSION

Amended 06-28
November 10, 2006

Ms. Eileen A. Donovan
Acting Secretary of the Commission
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

Re: **Amendments to Rules 4.09, 21.02 and 21.25 -
Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6**

Dear Ms. Donovan:

Yesterday, the Board of Trade of the City of New York, Inc. ("Exchange") submitted, by written certification, amendments to Rules 4.09, 21.02 and 21.25, in accordance with Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6. The Submission contained an error with respect to amended Rule 21.02. The underlined portion of paragraph (e) should have read, "or a violation of Rule 4.25(b) for which the Floor Committee has not taken any action" and the words "in accordance with Rule 21.25(b)(i)(A)(21)" should not have been included. A corrected version of the rule amendment is attached as Exhibit A.

The Exchange certifies that the amendments comply with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder.

If you have any questions or need further information, please contact me at 212-748-4084.

Sincerely,

Jill S. Fassler
Vice President
Associate General Counsel

cc: Riva Adriance
CFTC, Division of Market Oversight
Allen Cooper

CFTC, New York Regional Office

(In the text of the amendments below, additions are underlined.)

Rule 21.02. Compliance Staff — Powers and Duties

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(e) Notwithstanding the provisions of paragraph (d) of this Rule, if in any case, the Vice President concludes that a violation of any trading card or order ticket record keeping rule, or a violation of Rule 4.25(b) for which the Floor Committee has not taken any action may have occurred, the Vice President may impose a summary fine of no more than one thousand dollars (\$1,000) after one (1) warning letter has been issued to the Member for the same violation. The authority to impose such a summary fine does not limit the Vice President's authority to refer the matter to the BCC instead of imposing a summary fine. A summary fine imposed in accordance with this paragraph shall become final and effective and payment shall become due and owing to the Exchange fifteen (15) calendar days after the Member receives the fine.

[REMAINDER OF RULE UNCHANGED]

EXHIBIT A