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OFFICE OF THE SECRETARIAT



BY ELECTRONIC TRANSMISSION

07-5
February 2, 2007

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 Rule 4.04(b) -
Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6**

Dear Ms. Donovan:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6, the Board of Trade of the City of New York, Inc. ("Exchange") submits, by written certification, amendments to Rule 4.04(b), attached as Exhibit A, which extend the duration of the opening call for the first three delivery months.

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

The amendments were adopted pursuant to action by the Exchange's Board of Directors on January 24, 2007. The amendments will become effective on February 5, 2007. No substantive opposing views were expressed by members or others with respect to the amendments.

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

Sincerely,

Jill S. Fassler
Vice President
Associate General Counsel

cc: Riva Adriance
Jane Croessman
CFTC, Division of Market Oversight
Allen Cooper
CFTC, New York Regional Office

(In the text of the amendments below, additions are underlined and deletions are bracketed and lined out.)

Rule 4.04. Opening Call for Exchange Futures Contracts

* * *

(b) With respect to Cocoa, Coffee "C"[®], Cotton No. 2SM, FCOJ, Sugar No. 11SM and Sugar No. 14SM Futures Contracts, the opening call shall be conducted in sequence for the first three (3) delivery months, one (1) delivery month at a time in sequence beginning with the then current delivery month. Once opened, a delivery month will remain open for trading even though another delivery month has yet to open. The opening call for each of the [current] first three (3) delivery months shall be no more than [we]three ([2]3) minutes as determined by the Caller. ~~[The opening call for the next two (2) delivery months shall be one (1) minute.]~~ After the first three delivery months have opened, all of the remaining listed delivery months shall open simultaneously and commence trading. The opening range for such remaining listed delivery months shall be the prices traded during the first minute of trading.

[REMAINDER OF RULE UNCHANGED]

EXHIBIT A