



World Financial Center
One North End Avenue, 13th Floor
New York, New York 10282

BY ELECTRONIC TRANSMISSION

07-16
February 28, 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

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Re: **Adoption of Bylaw Section 9.4 -
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, Bylaw Section 9.4, attached as Exhibit A.

The Exchange's Bylaws authorize the Exchange's Chief Executive Officer ("CEO") to take certain actions on behalf of the Exchange. However, at the current time the Exchange does not have a CEO. To remedy the situation, Bylaw Section 9.4 was adopted giving the authority granted to the CEO to the President when there is no CEO.

Bylaw Section 9.4 was adopted by the Exchange's Board of Directors at its meeting on January 24, 2007 in accordance with Bylaw Section 16.1 and will go into effect on March 1, 2007. The Exchange certifies that the Bylaw complies with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder. No substantive opposing views were expressed by members or others with respect to the change.

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

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.)

Section 9.4. During any time at which there is no Chief Executive Officer of the Corporation, any and all rights, powers and authority granted to the Chief Executive Officer under these Bylaws (including the Annexes hereto) shall be exercised by the President of the Corporation until such time as the Board of Directors elects a Chief Executive Officer.

EXHIBIT A