



August 2, 2006

VIA EMAIL: secretary@cftc.gov

Ms. Eileen A. Donovan, Acting Secretary
Secretary of the Commission
Commodity Futures Trading Commission
3 Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

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OFFICE OF THE SECRETARIAT

RE: Rule Certification: HedgeStreet® changes the Underlying Gold Futures Contract Delivery Month for all Gold Binary and Variable Contracts – Submission pursuant to Commission Regulation §40.6(a)

Dear Secretary Donovan:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (“Act”), and §40.6(a) of the regulations promulgated by the Commodity Futures Trading Commission (the “Commission”) under the Act, HedgeStreet, Inc. (“HedgeStreet”) hereby certifies with the Commission its intent to change the Gold Futures Contract delivery month used to calculate the Underlying for both the Gold Variable and Gold Binary Contracts from October 2006 to December 2006 as defined in HedgeStreet Rule 12.35(b) and Rule 12.66(b) respectively.

Currently, all Gold Binary and Gold Variable Contracts trading on HedgeStreet use a sampling of prices from the October 2006 Gold Futures Contract (“GFC”) traded on the COMEX Division of the New York Mercantile Exchange (“NYMEX®”)¹, in order to calculate the Underlying for such HedgeStreet Gold Contracts in accordance with HedgeStreet Rules. Due to an unexpected decrease in volume of the October 2006 GFC, HedgeStreet will commence calculating the Underlying by applying its proprietary algorithm² using prices³ from the December 2006 GFC delivery month instead of the October 2006 GFC delivery month pursuant to the following schedule:

¹ NYMEX® is a registered service mark of the New York Mercantile Exchange, Inc. HedgeStreet, Inc. is not affiliated with the New York Mercantile Exchange, Inc. and neither the New York Mercantile Exchange, nor its affiliates, sponsor or endorse HedgeStreet, Inc. in any way.

² The proprietary algorithm used to calculate the Underlying for the Gold Contracts is the same methodology originally certified to the Commission on January 4, 2005.

³ The term “Prices” does not include any settlement prices calculated or issued by NYMEX.



Daily Gold Binary Contracts - HedgeStreet will change from the October 2006 GFC to the December 2006 GFC on Thursday, August 3, 2006. All Daily Gold Binary Contracts have an Expiration Date of Wednesday, August 2, 2006. Therefore, there will be no open interest in any Daily Gold Binary Contracts that currently have an Underlying of the October 2006 GFC at the close of business on Wednesday, August 2, 2006.

Weekly Gold Binary and Variable Contracts - HedgeStreet will change from the October 2006 GFC to the December 2006 GFC on Monday, August 7, 2006. All Weekly Gold Binary and Gold Variable Contracts have an Expiration Date of Friday, August 4, 2006. Therefore, there will be no open interest in any Weekly Gold or Binary Contracts that currently have an Underlying of the October 2006 GFC at the close of business on Friday, August 4, 2006.

In summary, HedgeStreet intends to implement these rule amendments for the Daily Gold Binary Contracts on Thursday, August 3, 2006 and for the Weekly Binary and Variable contracts on Monday, August 7, 2006.

No substantive opposing views were expressed to HedgeStreet with respect to these amendments.

Should you have any questions regarding the above, please do not hesitate to contact Stephanie Ford by telephone at (650) 638-3511 or by email at sford@hedgestreet.com.

Sincerely,

Stephanie Ford
Vice President, Legal & Compliance

cc: Tom Leahy – CFTC
Phil Colling – CFTC
Clarissa Manansala – HedgeStreet, Inc.