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September 6, 2007

Mr. David A. Stawick
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 2.23(a) and Option Market Maker Program -
Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6**

Dear Mr. Stawick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6, ICE Futures U.S., Inc. ("Exchange"), submits, by written certification, amendments to Rule 2.23(a), attached as Exhibit A, and its Option Market Maker Program.

Rule 2.23(a)

Currently, Rule 2.23(a) states that "[a] leased NYBOT Membership may be utilized for the limited purpose of trading". Until February 2, 2007, the only method of trading was on the Exchange's trading floor. Now that electronic trading has been introduced, the amendments to Rule 2.23 will maintain the original meaning of the cited phrase by limiting the utilization of a membership lease to trading on the floor.

Option Market Maker Program

The Exchange intends to introduce an Options Market Maker Program ("Program") that is designed to create an incentive for proprietary trading firms trading electronically, but interested in placing a trader on the floor of the Exchange and becoming active in the options contracts. The Program would support trading in all Exchange options markets and help prepare for the eventual listing of the options contracts on the Exchange's electronic platform. Parameters of the Options Market Maker Program are as follows:

1. Participation will be open to any proprietary trading firm that has or places a dedicated options trader on the Exchange trading floor for the purpose of trading the proprietary account (s) of the participating firm and acting as a market maker in one or more Exchange options contracts.

2. The Initial Term will be six (6) months, with the Exchange retaining the option to renew based on the liquidity benefit provided by the Program.
3. Participants will pay the same Exchange Fee charged to Member Firms for the respective option product (\$0.65 per side for coffee, cocoa and sugar and \$0.95 for cotton, vs. the customer fee of \$1.50 per side). Participants will also pay Member Firm fees for futures contracts executed as part of their market making strategy in the options contracts.
4. Participants will be required to identify their proprietary accounts by Clearing Member when applying for the Program. The Clearing Members must confirm the traded volume by account for the specified period. When all the information is received, the rebate will be paid.

The Exchange certifies that the amendments to Rule 2.23(a) and the Program comply with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder. The amendments and the Program were adopted by the Exchange's Board of Directors by written unanimous consent in accordance with Bylaw Section 4.7 on August 24, 2007. The amendments and the Program will become effective on September 7, 2007.

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

Sincerely,

Jill S. Fassler
Vice President
Compliance Counsel

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

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

Rule 2.23. NYBOT Membership Leasing

(a) A NYBOT Membership may be leased to an individual, who has been granted floor trading privileges pursuant to Rule 2.21, in accordance with this Rule. A leased NYBOT Membership may be utilized for the limited purpose of trading on the Trading Floor in the Commodity Contracts the NYBOT Membership being leased would permit the Lessor to trade and in such other Commodity Contracts as may be specified by the Board from time to time. The Rules governing qualification for and maintenance of the NYBOT Membership shall apply in the case of any such Lessee.

[REMAINDER OF RULE UNCHANGED]

EXHIBIT A