

  
**ICE** FUTURES U.S.  
World Financial Center  
One North End Avenue  
New York, New York 10282

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Supplemental 07-60  
October 11, 2007

Mr. David A. Stawick  
Secretary of the Commission  
Office of the Secretariat  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, NW  
Washington, DC 20581

Re: **Amendment to 27.12 -**  
**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, an amendment to 27.12, attached as Exhibit A.

In Submission No. 07-60, dated October 10, 2007, the Exchange notified the Commission that it would eliminate the exception allowing clerical employees of floor members to access the ICE Platform without a unique log-in identification assigned by the Exchange. The amendment to Rule 27.12 makes clear that a Registered Operator who is a clerk employed by a floor member may not enter orders for an account in his own name or any account in which he has a direct or indirect interest. The amendment is consistent with the clerk trading prohibition that currently exists under Exchange Rule 4.33(e)(i).

The Exchange certifies that 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)748-4021 or at [jason.fusco@theice.com](mailto:jason.fusco@theice.com).

Sincerely,

Jason V. Fusco  
Assistant General Counsel  
& Market Regulation Counsel

cc: Riva Adriance  
Jane Croessmann  
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.)

**27.12. Order Entry**

\* \* \*

(b) A Registered Operator who is not registered as a Floor Broker or an associated person, or in a comparable capacity under applicable law, may enter non-discretionary orders on behalf of Customers. Such Registered Operator may enter discretionary or non-discretionary orders for the account of his employer or for his own account if he is authorized by his employer to do so and does not enter or handle Customer orders. A Registered Operator who is a clerk employed by a Floor Broker may not enter orders for an account in his own name or any account in which he has a direct or indirect interest.

[REMAINDER OF RULE UNCHANGED]

**EXHIBIT A**