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

BY ELECTRONIC TRANSMISSION

Submission No. 08-26
April 10, 2007

Mr. David 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 Coffee "C" Appendix II(l) and (m) and Robusta Appendix II(m) -
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 Coffee "C" Appendix II and Robusta Appendix II, attached as Exhibit A, and the establishment of grading fees for the Robusta futures contract.

Coffee "C" Appendix II(l) and (m)

Amendments to Coffee "C" Appendix II(l) and (m): (i) increase the grading fee for an initial coffee grading to one dollar (\$1.00) per bag of coffee graded; (ii) reduce the number of persons on the grading appeal panel to three (3) qualified licensed graders instead of five (5); and (iii) increase the grading fee for an appeal to one dollar (\$1.00) per bag of coffee graded. The grading fees for the Coffee "C" futures contract have been in place for approximately thirty-five (35) years. The increases will provide the graders and the Exchange with a more reasonable payment for the services rendered.

Robusta Appendix II(m)

Amendments to Robusta Appendix II(m) reduce the number of persons on the grading appeal panel to three (3) qualified licensed graders instead of five (5).

In addition, the Board of Directors extended the waiver of Robusta grading fees from March 31, through May 31 2008 and established the grading fee for both initial and appeal of Robusta grading at one dollar (\$1.00) per bag of coffee graded. The Robusta Grading Fees will become effective upon the expiration of the waiver.

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

The amendments and the establishment of Robusta grading fees were adopted by the Exchange's Board of Directors on April 9, 2008. No substantive opposing views were expressed by members or others with respect to the amendments. The amendments to Coffee "C" Appendix II and Robusta Appendix II will become effective on October 1, 2008. The grading fees for the Robusta futures contract will go into effect on June 1, 2008.

If you have any questions or need further information, please contact me at 212-748-4021 or jason.fusco@theice.com.

Sincerely,

Jason V. Fusco
Assistant General Counsel
& Market Regulation Counsel

cc: Division of Market Oversight
New York Regional Office

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

EXHIBIT A

APPENDIX II

Procedures for Grading Coffee and Issuance of Certificates of Grade

The following procedures must be followed by Members and Licensees in connection with the grading of Coffee "C":

* * *

(l) Fees

The fee for grading is hereby established as [~~sixty cents (\$.60)~~] one dollar (\$1.00) per bag of coffee with a minimum fee of twenty dollars (\$20.00). All fees will be paid by the Person submitting a Sampling Order at the time the Sampling Order is created. In the event coffee covered by a Sampling Order is not graded for any reason, the Exchange will refund to the submitter thereof [~~thirty cents (\$.30)~~] fifty cents (\$.50) per bag.

(m) Appeal

* * *

(3) Upon the filing of a Notice of Appeal, the sample or samples of the Chop or Chops of the coffee with respect to which the appeal is made, or, if the owner so chooses and at his expense, a different sample obtained in accordance with Appendix I of the Coffee "C" Futures Contract Rules and from the coffee that is the subject of the appeal, shall be submitted for grading to [~~five (5)~~] three (3) qualified graders selected randomly by the Exchange from the panel of licensed graders. The graders so selected shall not include any grader who rendered the decision being appealed or any grader who may not be impartial within the meaning of the Rules.

* * *

(5) The fee for an appeal shall be [~~eighty cents (\$.80)~~] one dollar (\$1.00) per bag and shall accompany the Notice of Appeal. If the original decision under appeal is modified, the Exchange shall reimburse thirty cents (\$.30) per bag to the appellant.

[REMAINDER OF APPENDIX UNCHANGED]

APPENDIX II

Procedures for Grading Robusta Coffee and Issuance of Certificates of Grade

The following procedures must be followed by Members and Licensees in connection with the grading of Robusta Coffee:

* * *

(m) Appeal.

* * *

(3) Upon the filing of a Notice of Appeal, the sample or samples of the Chop or Chops of the coffee with respect to which the appeal is made, or, if the owner so chooses and at his expense, a different sample obtained in accordance with Appendix I of the Robusta Coffee Futures Contract Rules and from the coffee that is the subject of the appeal, shall be submitted for grading to [~~five (5)~~] three (3) qualified graders selected randomly by the Exchange from the panel of licensed graders. The graders so selected shall not include any grader who rendered the decision being appealed or any grader who may not be impartial within the meaning of the Rules.

[REMAINDER OF APPENDIX UNCHANGED]