

RECEIVED
C.F.T.C.

2008 JUN -6 AM 9: 57

OFFICE OF THE SECRETARIAT


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

BY ELECTRONIC TRANSMISSION

Submission No. 08-35
June 6, 2008

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: **Temporary Change in Trading Hours Due to Power Outage -
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. (the "Exchange") submits, by written certification, notification to the Commission that, on May 15, 2008, the Exchange implemented temporary changes to its rules in response to an emergency shutdown of power in the Chicago data center where the servers that operate the Exchange's electronic trading platform (the "Platform") are located.

As a result, trading of all products that are listed for electronic trading on the Platform ceased at 10:21 am New York time and resumed at 14:00 New York time. In addition, at approximately 10:45 am New York time, floor trading was suspended in New York and did not resume on that day except for the following instruments: U.S. Dollar Index options contracts, the Russell Complex futures and options contracts that trade exclusively on the floor, the NYSE Composite Index futures and options contracts and Cotton No. 2 options contracts. The U.S. Dollar Index options contracts resumed trading on the floor at 14:00 and ended at their usual time of 15:00; the Russell Complex futures and options contracts and the NYSE Composite futures and options contracts resumed trading on the floor at 14:00 and ended at their usual time of 16:15; and Cotton No. 2 options contracts resumed trading on the floor at 14:05 and ended at their usual time of 14:15.

With respect to determining settlement prices, the Exchange took the following actions:

(i) for Cocoa futures and options contracts, the settlement prices were based on the midpoint between the high and the low that traded one (1) minute prior to the time the Platform had shut down;

(ii) for Coffee "C", Cotton No. 2, FCOJ and Sugar No. 11 futures and options contracts, settlement prices were based on either the last minute or the last two (2) minutes of electronic trading (15:13-15:15), depending on the product's settlement convention;

(iii) for all other products, settlement prices were determined at the usual times in the usual manner.

The Exchange certifies that the temporary changes described herein in response to the physical emergency experienced by the Exchange 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 212-748-4084 or at jill.fassler@theice.com.

Sincerely,

Jill S. Fassler
Vice President
Associate General Counsel

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