



ICE FUTURES U.S.

**World Financial Center
One North End Avenue
New York, New York 10282**

BY ELECTRONIC TRANSMISSION

Supplemental Submission No. 08-38
September 4, 2008

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

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**Re: New Sugar No. 16 Rules 29.00 – 29.19 and Sugar No. 16 Resolution Nos. 1 – 3, and Amendments to Committee Rule 3.15, Floor Trading Rules 4.11, 4.12 and 4.13, Regulatory Requirements Rule 6.23 and Electronic Trading Rules 27.11 and 27.18 -
Supplemental Submission Pursuant to Section 5c(c)(1) of the Act and Regulations 40.2 and 40.6**

Dear Mr. Stawick:

In Submission No. 08-38 dated June 11, 2008, ICE Futures U.S., Inc. (“Exchange”) submitted, by written certification, New Sugar No. 16 Rules 29.00 – 29.19 and Sugar No. 16 Resolution Nos. 1 – 3 and amendments to Committee Rule 3.15, Floor Trading Rules 4.11, 4.12 and 4.13, Regulatory Requirements Rule 6.23 and Electronic Trading Rules 27.11 and 27.18 in accordance with Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulations 40.2 and 40.6. The new Rules, amendments and Resolutions provide for the listing and trading of Sugar No. 16 futures contracts, which is similar to the Exchange’s Sugar No. 14 futures contract.

In Submission No. 08-38, the Exchange stated that an exact effective date for the listing and trading of Sugar No. 16 futures contracts would be provided at a later time. The Exchange is notifying the Commission that the effective date will be September 26, 2008.

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

Sincerely,

Jill S. Fassler
Vice President
Associate General Counsel

cc: Division of Market Oversight
New York Regional Office