



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

BY ELECTRONIC TRANSMISSION

06-29
November 9, 2006

Ms. Eileen A. Donovan
Acting 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 20.02 – Arbitration Jurisdiction
Submission Pursuant to Section 5c(c)(1) of the Act and Regulations 40.6**

Dear Ms. Donovan:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6, the Board of Trade of the City of New York, Inc. ("Exchange") submits, by written certification, amendments to Rule 20.02, attached as Exhibit A.

Currently, Arbitration Rule 20.02 provides that the Exchange will have jurisdiction over the following controversies:

- (1) Any claim made by a customer against a member;
- (2) Any Allowable Claim made by a member against another member; and
- (3) All other disputes, regardless of their nature, between or among members as long as both parties agree.

Paragraph (d) of Rule 20.02 further provides that any arbitration panel or, in the absence of a panel, the Arbitration Committee may decline to take jurisdiction of any claim except for ones made by a customer against a member. The amendments authorize the Chairman of the Arbitration Committee to appoint a panel comprised of no less than three (3) members of the Arbitration Committee to determine issues of jurisdiction rather than requiring the entire Committee as is currently provided for by the Rule.

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

The amendments were adopted by the Exchange's Board of Governors on November 8, 2006. No substantive opposing views were expressed by members or others with respect to the amendments. The amendments will become effective on November 13, 2006.

If you have any questions or need further information, please contact me at 212-748-4021.

Sincerely,

Jason V. Fusco
Compliance Counsel

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

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

Rule 20.02. Jurisdiction

* * *

(d) Notwithstanding the foregoing, any Panel or, in the absence of a Panel, any (3) members of the Arbitration Committee appointed by the Chairman of the Arbitration Committee, in its sole and absolute discretion, may decline to take jurisdiction of, or, having taken jurisdiction may at any time decline to proceed further with, any Claim or grievance or any other dispute, controversy or counterclaim, other than such as may be asserted under paragraph (a) of this Rule.

EXHIBIT A