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November 20, 2003

Ms. Jean A. Webb
Secretary
Commodity Futures Trading Commission
Three Lafayette Center
1155 21st Street, N.W.
Washington, D.C. 20581

Reference File #2388.01
Rule Certification

Dear Ms. Webb:

Pursuant to Commission Regulation 40.6, the Chicago Board of Trade (CBOT[®]) hereby submits the following:

- **Amendments to “CBOT Trading Delay/Suspension Procedures” per the attached texts (additions underlined; deletions struck through).**

The referenced procedures provide official guidance regarding the Exchange’s responses to emergencies affecting the electronic trading environment, as well as those affecting order routing and other technical systems in the open auction environment. The amendments will update the document with respect to electronic trading terminology and also with respect to order routing emergencies in the agricultural complex.

The CBOT intends to implement these amendments no sooner than one day after the Commission’s receipt of this filing.

There were no opposing views among the CBOT’s Board of Directors concerning these amendments.

The CBOT certifies that these amendments comply with the Commodity Exchange Act and the rules thereunder.

Sincerely,

Paul J. Draths
Vice President and Secretary

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Additions underlined; deletions struck through.

CBOT® TRADING DELAY/SUSPENSION PROCEDURES

The overall objective that guides our policy is to maintain the Exchange's trading operations and systems including electronic trading, order routing, price reporting and telephone systems, all of which are key components of our trading environment. Situations may occur that require the delay or temporary suspension of trading. The policy reiterates that the Chairman, the President, or, in their absence, a member of the Executive Committee or another officer of the Exchange or his/her designee, may delay or suspend trading when the physical functions of the Exchange are, or are threatened to be, adversely affected by a physical emergency. The Chairman and the President may, from time to time, delegate to designated officers of the Exchange and the designees of such officers the authority to delay or suspend trading when it appears that the order routing system or related technical issues inhibit or may inhibit the system from operating, without regard to the percentage thresholds or time periods identified in these procedures. In addition, the Chairman and the President may, from time to time, delegate to designated officers of the Exchange and the designees of such officers the authority to delay or suspend floor based trading and/or electronic trading in the event of an emergency in the respective areas of responsibility of such individuals.

a/e/e e-cbot Electronic Trading

In the event of an ~~a/e/e~~ e-cbot emergency, the following procedures will be followed:

1. After being notified that a problem exists that may require a systems trading halt, the designated Exchange Officer or his/her designee, upon assessing the circumstances of the emergency and upon consultation as appropriate, has full discretion to make a determination to delay/halt trading.
2. Decision to halt ~~a/e/e~~ e-cbot electronic trading is relayed to appropriate staff, market participants and vendors. When possible, ~~S~~system announcements are sent ~~to all MISSES via the system and through the~~ message board announcing the time of the trading halt.
3. Resumption of trading shall take place when the designated Exchange Officer or his/her designee has determined that the emergency has sufficiently abated to permit the orderly functioning of the system. An approximate ten-minute notice will be provided to market participants through distribution channels listed above prior to the resumption of trading. System announcements will be sent via the message board ~~to all MISSES~~ announcing the time of the resumption.

ORDER ROUTING

AGRICULTURAL AND STOCK INDEX CONTRACTS ONLY

In the event of an Order Routing emergency, the following procedures will be followed:

1. Help Desk staff notifies the department head (or chain of command authority) that a problem exists that may affect orders being routed electronically.
2. A representative of the Order Routing Team notifies the Executive Offices and CBOT management (according to predefined emergency procedures) that a problem exists that may require a trading halt.
3. In determining whether a opening delay or suspension is warranted, the designated Exchange Officer or his/her designee shall consider whether the percentage of order routing usage and the percentage of affected devices in each marketplace would cause a significant portion of the order flow to be impacted due to a system malfunction.
4. Decision is made to delay or suspend trading on a pit-by-pit basis; however, generally, all agricultural futures and options will be delayed or suspended together. Similarly, all equity futures and options on equity futures will be delayed or suspended together.
5. Decision to delay or suspend pit trading is relayed to CBOT staff, market participants and vendors. Message to membership is relayed over newsjets on each trading floor. Departmental responsibilities regarding dissemination of trading halt information begin.

The following procedures shall not apply to financial markets.

FOR AGRICULTURAL CONTRACTS:

The procedures shall apply based upon the time of occurrence when a failure or malfunction of the Exchange's Order Routing system has been identified.

- If a failure/malfunction of the Exchange's Order Routing system occurs ~~between 8:30 a.m and 8:45 a.m. and is unresolved before 8:45 a.m., the market will open as scheduled, but member firms will be directed to trade manually (i.e., transfer to paper order tickets).~~

~~If a failure/malfunction occurs after 8:45 a.m., but before 9:30 a.m., the opening may be delayed until 10:15 a.m. and market participants will be directed to trade manually (i.e. transfer to paper order tickets).~~

- If a failure/malfunction occurs after 9:30 a.m., trading will be suspended ~~for up to forty five minutes and~~ and will resume with market participants transferring to paper order tickets for the remainder of the session. The resumption time will be determined in consultation with the marketplace based on the participants' ability to transition their business to paper order tickets.

- If a failure/malfunction occurs after 12:45 p.m., trading will be suspended for up to forty-five minutes and will resume with market participants transferring to paper order tickets for up to an additional fifteen minutes. The resumption time will be determined in consultation with the marketplace based on the participants' ability to transition their business to paper order tickets.

FOR STOCK INDEX CONTRACTS:

The procedures shall apply based upon the time of occurrence when a failure or malfunction of the Exchange's Order Routing system has been identified.

- If a failure/malfunction of the Exchange's Order Routing system occurs between 6:20 a.m. and 6:50 a.m. and is unresolved before 6:50 a.m., the market will open as scheduled, but member firms will be directed to trade manually (i.e., transfer to paper order tickets).
- If a failure/malfunction occurs after 6:50 a.m., but before 7:20 a.m., the opening will be delayed until 8:05 a.m. and market participants will be directed to trade manually (i.e. transfer to paper order tickets).
- If a failure/malfunction occurs after 7:20 a.m., trading will be suspended for up to forty-five minutes and will resume with market participants transferring to paper order tickets for the remainder of the session.
- If a failure/malfunction occurs after 2:45 p.m., trading will be suspended for up to forty-five minutes and will resume with market participants transferring to paper order tickets for up to an additional fifteen minutes.

TELEPHONIC COMMUNICATIONS/OTHER TECHNICAL MALFUNCTIONS

In the event of a telephonic emergency or other technical malfunctions, the following procedures will be followed:

1. Technical staff notifies the department head (or chain of command authority) that a problem exists that may require a trading halt. The department head should report to and stay at the location of the problem.
2. The department head notifies the Executive Offices and CBOT management (using the emergency phone system) that a problem exists that may require a trading halt.

3. If there is a partial malfunction of equipment (phones, quotations, etc.), a decision concerning a trading halt will take into account the percentage of market participants affected by the partial malfunction.
4. Decision is made to halt trading. If only one futures market is affected by the halt, its related options market and all other unaffected markets will stay open. If option markets only are affected by the halt, their underlying futures markets will continue trading.
5. Decision to halt trading is relayed to ~~Master Terminal~~ Floor Technology Support.
6. Floor Operations sounds alert tone and/or foghorns for ten seconds on trading floors.
7. Floor Operations management announces the trading halt over the Exchange PA system immediately after the alert tone/foghorns are sounded. Every effort will be made to provide a two minute warning of the trading halt. ~~The trading halt will take effect in approximately two minutes.~~
8. Message to membership is relayed over newsjets on each trading floor.
9. Departmental responsibilities regarding dissemination of trading halt information begin.
10. After two minutes, alert tone/foghorn is sounded ~~again for ten seconds~~ to halt trading.
11. An approximate ten-minute notice will be given through the distribution channels listed above before trading resumes. Bells will be sounded to resume trading.