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September 12 2007

Mr. David Stawick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

**RE: CME E-mini S&P Midcap 400[®] and S&P Small Cap 600[®]
Market Making Program, CME Submission No. 07-72R
(Supplements CME Submission No. 07-72 dated August 30, 2007)
Subject to Freedom of Information Act Protection**

Dear Mr. Stawick:

Chicago Mercantile Exchange Inc. ("Exchange") hereby notifies the Commission that the Exchange has approved a market making program in the E-mini S&P Midcap 400[®] and E-mini S&P Small Cap 600[®] contracts. This Submission No. 07-72R supplements CME Submission No. 07-72 dated August 30, 2007, in order to provide the fee waiver information that was requested by the Commission.

The Exchange certifies that this program complies with the Commodity Exchange Act and the regulations thereunder.

If you have any questions regarding this matter, please call me at (312) 648-5422.

Sincerely,

/S/ Stephen M. Szarmack
Director and Associate General Counsel

SMS/6308

Privileged and Confidential Information



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September 12, 2007

Mr. David Stawick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

RE: FOIA Confidentiality Treatment Request

Dear Mr. Stawick:

Pursuant to Regulation Section 145.9, Chicago Mercantile Exchange Inc. ("CME" or "Exchange") hereby petitions the Commodity Futures Trading Commission ("Commission") that the attached CME E-mini S&P Midcap 400[®] and S&P Small Cap 600[®] Market Making Program Supplemental Submission be accepted and retained in confidence by the Commission. The Exchange requests that the fee-related information of the Market Making Program for CME E-mini S&P Midcap 400 and S&P Small Cap 600 Contracts Submission be retained in confidence until further notice as against any requestor who files with the Commission a request to inspect such information pursuant to the Freedom of Information Act ("FOIA").

The basis for this petition for confidential treatment is Regulation Section 145.9(d)(1)(ii), in that such information contains trade secrets and confidential commercial information. I understand that this petition will not be evaluated by the Commission unless and until an FOIA request has been filed for inspection of this subject matter. In that event, please contact me at the phone number printed above.

Sincerely,

/S/ Stephen M. Szarmack
Director and Associate General Counsel

enc.

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