

C.F.T.C. OFFICE OF THE SECRETARIAT

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## KANSAS CITY BOARD OF TRADE

September 28, 2010

## SENT VIA E-MAIL

Mr. David Stawick Secretary of the Commission Commodity Futures Trading Commission Three Lafayette Centre 1155 21st Street, N.W. Washington, D.C. 20581

## Re: Submission pursuant to Commission Regulation Section 40.6(a)

Dear Mr. Stawick:

- I. Certification. The Kansas City Board of Trade ("KCBT") hereby gives notification to the Commission pursuant to Commission Regulation Section 40.6(a), of its intention to amend Rules 1111.04 and 2505.00 providing for a wheat options "Post Settlement Session" trading period. The Board of Directors, in a special meeting held on this date, acting pursuant to authority granted them under Rule 233.01(o), approved the aforementioned amendments. KCBT certifies to the Commission that the amendments to Rules 1111.04 and 2505.00 are in compliance with the Commodity Exchange Act and the regulations thereunder.
- II. Date of Implementation. Amended Rules 1111.04 and 2505.00 shall become effective Monday, October 4, 2010.
- III. Substantive Opposing Views. To the knowledge of the Board of Directors and staff, no substantive opposing views were expressed by members or others regarding amended Rules 1111.04 and 2505.00.
- IV. **Text of Amended Rules**. The text of the amended Rules 1111.04 and 2505.00 is shown as follows, with additions in bold and underlined and deletions lined out:

**1111.04† Post Settlement Session**. As soon as practicable, following the posting of the settlement prices for all contract months, but no later than 15 minutes following the close of regular trading hours unless a later start time is approved by the Pit Committee, there shall be a two (2) minute trading period (the "post settlement session"). All trades which may occur during regular trading hours may occur during this post settlement session, under the following conditions:

- a. Trades may be made at any price within the established daily price limit for the contract.
- b. New customer orders may be entered into the session for execution.
- c. Members may trade in the pit as a principal and/or agent during the session.

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- d. Orders entered for execution during normal trading hours remain eligible for execution during the session unless cancelled.
- e. Spread trades must be executed using prices within the daily price limit.
- f. The prices at which trades occur during the post settlement session may establish a new high or low in an outright contract month or quoted spread or combination transaction.
- g. Except as otherwise set forth in this Rule and Rule 1114.02, the rules applicable to trading during regular trading hours shall be applicable to trading during the post settlement session.

This post settlement session rule is applicable to <u>wheat futures and options</u> all contracts traded at the KCBT with the exception of wheat futures options contracts.

**2505.00 Option Trading Hours.** The trading hours are 9:30 A.M. to <u>1:15</u> 4:30 P.M. local time. The trading hours may be varied by the Board of Directors.

V. Rationale for Action Taken. In May of this year, the Board approved a rule amendment extending the wheat option floor trading hours from 1:25 to 1:30 p.m. so that options trading would be open during the wheat futures post settlement session. Since then, there have been numerous days that the wheat futures post settlement session has run past 1:30, primarily dues to delays in coordinating KCBT wheat post settlement session starting times with that of the CBOT for their wheat futures contract. As a result, the wheat options committee recommended to the Board that the wheat option floor closing time be set to 1:15 p.m., making it consistent with both KCBT electronic wheat options and CBOT wheat options (floor and screen). In addition, the committee recommended that the footnote to Rule 1111.04 be amended to provide for a wheat options post settlement session that runs concurrent with wheat futures. With these amendments, the floor traded wheat futures and options contracts will have identical trading hours and post settlement session times.

Any questions regarding this submission should be directed to the undersigned at 816-753-7500.

Sincerely léff C. Borchar President

Cc: Tom Bloom – CFTC Kansas City Robin Hagedorn – CFTC Kansas City