



Special Executive Report

S-4666

January 30, 2008

AMENDMENTS TO CME RULE 140 ("AGRICULTURAL BUSINESS SOLICITATION PERMIT PROGRAM")

CME has approved several modifications to CME Rule 140 ("Agricultural Business Solicitation Permit Program") which include 1) a reduction in the number of eligible permits to the number currently in effect; 2) the retirement of permits which are revoked, withdrawn or abandoned; and 3) the adoption of a program expiration date of December 31, 2009. The changes were made with the recognition that business in the agricultural quadrant has grown during the period of the program and is expected to continue to grow notwithstanding the amendments to the rule.

The changes to CME Rule 140 appear below, with additions underscored and deletions overstruck. The changes are effective immediately.

140. AGRICULTURAL BUSINESS SOLICITATION PERMIT PROGRAM

140.A. Number of Permits

The Exchange shall authorize and issue no more than 1450 Permits for Agricultural Solicitation (PASs). PASs that have been revoked, withdrawn, or abandoned may not be reissued. ~~If applicants for PASs exceed available PASs, Exchange staff may allocate PASs among applicants based on an applicant's commitment to develop agricultural business at the Exchange.~~

140.B. Eligibility and Approval

An application for a PAS must meet all conditions for and be approved for membership on the Exchange. Upon approval for membership, the PAS holder shall be subject to the rules of the Exchange. An applicant for a PAS must be an Associated Person registered with the NFA and be an employee of a CME clearing member. The foregoing qualifications must be met at all times.

140.C. Term of Permits and Program Expiration Date

PASs shall be valid for a period of three years, beginning with the date of issuance to the PAS holder, except that all PASs shall expire no later than December 31, 2009. An existing PASs which expires prior to December 31, 2009, may be renewed by the current PAS holder with the approval of Exchange staff~~the Board of Directors.~~

140.D. Cost of Permits

PASs will be offered at a price of \$250 per month with payments to be remitted quarterly. Accordingly, a PAS holder shall pay \$750 at the start of each quarter.

140.E. PAS Privileges

PAS holders shall have access to the trading floor to solicit customer business for agricultural products. While on the floor, PAS holders shall not solicit business for other products and shall not be compensated for processing any customer orders to trade other products. A PAS holder may continue to receive a salary from the CME clearing member that employs the PAS holder.

1. A PAS's customers shall be carried directly on the books of an Exchange clearing member.
2. A PAS holder shall be supervised by a member present on the floor.
3. PAS holders shall be required to make a continuing bona fide effort to solicit customer business [in agricultural products](#).

140.F. Additional Limitations of PAS Holders

1. A PAS conveys no equity to the holder at expiration.
2. A PAS does not entitle the holder to voting privileges or attendance at members' social functions.
3. A PAS holder shall have no minimum net capital requirement.
4. A PAS holder shall not be eligible to execute orders or to trade any futures or options contracts on the Exchange for his own account.

140.G. Jurisdiction

Exchange staff shall have the greatest latitude in determining whether permit holders have complied with the rules of the program. In the event that Exchange staff determines that a PAS holder has failed to comply with the rules of this program, it shall have the authority to suspend floor privileges and to revoke the permit. In no event, however, shall a permit holder be entitled to the return of any portion of the cost of the permit.

Questions concerning the amendments to CME Rule 140 may be directed to Robert Sniegowski, Associate Director, Market Regulation, at 312.648.5493 or Robert Krewer, Associate Director, Shareholder Relations and Membership Services, at 312.930.3483.