U.S. SUPREME COURT DECLINES TO HEAR FURTHER APPEALS IN NYMEX COPYRIGHT CASE; AFFIRMS JUDGMENT IN FAVOR OF INTERCONTINENTALEXCHANGE

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ATLANTA, March 17 /PRNewswire-FirstCall/ -- IntercontinentalExchange (NYSE: ICE), a leading operator of global derivatives exchanges and over-the-counter markets, issued the following statement regarding today's decision by the United States Supreme Court to reject further appeals by the New York Mercantile Exchange (NYMEX) in long-running litigation, originally brought by NYMEX in 2002, over the right of global market participants to use publicly-available NYMEX settlement prices.

"We have long maintained that NYMEX's litigation was commercially motivated to stifle competition and protect market data revenues on publicly available information," said ICE Chairman and CEO Jeffrey C. Sprecher. "Throughout this protracted legal process, ICE has remained confident that its use of NYMEX settlement prices in connection with its derivatives products did not violate intellectual property rights of NYMEX. The United States Copyright Office agreed with our position that NYMEX settlement prices are not copyrightable. The District Court also agreed with our position and granted judgment in favor of ICE as a matter law. The Second Circuit Court of Appeals affirmed judgment in favor of ICE, and now the United States Supreme Court has declined to hear further appeals by NYMEX on this issue. We are pleased that this matter has now been put to rest with finality so that we may have certainty in continuing to provide the marketplace with the highest levels of service, transparency and risk management they have come to expect from ICE."

About IntercontinentalExchange

IntercontinentalExchange(R) (NYSE: ICE) is a leading operator of global exchanges and over-the-counter (OTC) markets. ICE offers futures and OTC markets on a single trading platform, including markets for crude oil and refined products, natural gas, power and emissions, as well as agricultural commodities and financial products such as canola, cocoa, coffee, cotton, ethanol, orange juice, wood pulp, sugar, foreign currency and equity index futures and options. ICE(R) conducts its energy futures markets, including the leading oil benchmark contracts, through its London-based exchange, ICE Futures Europe(TM). ICE conducts its global agricultural commodity, foreign exchange and equity index futures markets through its U.S. and Canadian exchanges, ICE Futures U.S.(TM) and ICE Futures Canada(TM), and offers clearing services through ICE Clear U.S.(TM) and ICE Clear Canada(TM). ICE's state-of-the-art electronic trading platform serves market participants in more than 55 countries. ICE is included in the Russell 1000(R) Index and the S&P 500 Index. Headquartered in Atlanta, ICE has offices in Calgary, Chicago, Houston, London, New York, Singapore and Winnipeg. For more information, please visit **www.theice.com**.

Safe Harbor Statement under the Private Securities Litigation Reform Act of 1995 - Statements in this press release regarding IntercontinentalExchange's business that are not historical facts are "forward-looking statements" that involve risks and uncertainties. For a discussion of such risks and uncertainties, which could cause actual results to differ from those contained in the forward-looking statements, see ICE's Securities and Exchange Commission (SEC) filings, including, but not limited to, the risk factors in ICE's Annual Report on Form 10-K for the year ended December 31, 2007, as filed with the SEC on February 13, 2008.

SOURCE IntercontinentalExchange