



October 28, 2005

Mr. Christopher Cox
Chairman
U.S. Securities and Exchange Commission
100 F Street, N.E.
Washington, D.C. 20549

Dear Mr. Cox:

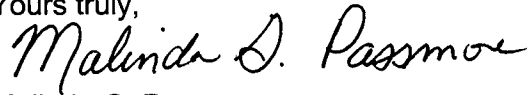
We respectfully request that the Securities and Exchange Commission permanently delay the second phase of its rule regarding Acceleration of Periodic Report Filing Dates (the Rule). Specifically, we strongly disagree with the proposed amendment to the accelerated filing deadline that will require large accelerated filers to file annual reports on Form 10-K within 60 days after fiscal year end and quarterly reports on Form 10-Q within 35 days after fiscal quarter end. We believe that it is appropriate to maintain the current 75-day (annual) and 40-day (quarterly) filing deadlines for all accelerated filers, and that these current deadlines in conjunction with the Commission's recent changes in the rules for Form 8-K will be sufficient to ensure timely and accurate reporting to investors.

Commercial Metals Company is an accelerated filer headquartered in Irving, Texas. Our annual sales for our fiscal year ended August 31, 2005 exceeded \$6.5 billion, a significant portion of which were international. In spite of our size, complying with the second phase of the Rule will be difficult. While we applaud the Commission's efforts to provide the markets with access to information that is timely, we believe the implementation of the second phase of the Rule could diminish the quality of financial reporting and result in increased and unnecessary costs, while not providing significant corresponding benefit to investors. Any further shortening of the filing periods places severe pressure on our management, financial reporting staff and independent auditors. As we have implemented Section 404 of the Sarbanes-Oxley Act of 2002 (the Act), we have found that the time needed to prepare the financial statements and other disclosures (including management's discussion and analysis) required in our periodic reports has doubled. While certain disclosures may be benefited by implementing new information technology, most of our disclosures result from gathering data throughout the Company and from an in-depth analysis and reviews of events by management. Under the Act, these reviews must now be formally documented and all supporting information tied out to source documents which requires more time. Also, more detailed information must be prepared sufficiently in advance for review by our Audit Committee. The increased technical complexity of the accounting rules over the past several years also has increased the time necessary for preparation and review of our financial statements. In addition, in developing countries where we have operations (such as our recently acquired operation in Poland) much of the financial information is gathered and reported manually and will take several years to fully automate. Notwithstanding our desire for quality financial statements, if the deadlines are further shortened, the possibility increases that errors will go undetected in the effort to complete procedures in the rush to file. This may result in an unintended consequence of sacrificing quality for timeliness. We believe the Commission's current focus on providing quality disclosures demanded by the market and investors is paramount and should not be placed at risk by accelerated timing.

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Given the potential impact on the quality of disclosures and the markets' access to timely information resulting from other improvements made by the Commission, such as current reports on Form 8-K, we believe the Commission should not accelerate further the current due dates for interim and annual reports. We believe that quality must be balanced with timeliness and not sacrificed merely to provide information sooner.

Yours truly,



Malinda G. Passmore
Corporate Controller

MGP:pep

cc: Commissioner Paul S. Atkins
Commissioner Roel C. Campos
Commissioner Cynthia A. Glassman
Commissioner Annette L. Nazareth
Stanley A. Rabin, Commercial Metals Company
Murray R. McClean, Commercial Metals Company
William B. Larson, Commercial Metals Company
Randy Stokx, Deloitte & Touche