

From: [Stephen Szarmack](#)
To: [McCall, W. Graham](#)
Cc: [Van Wagner, David](#); [Miller, Ryne](#)
Subject: RE: request for extension through March 1, 2013
Date: Tuesday, January 15, 2013 9:45:01 AM

Graham:

In response to your email below, OCC will grant a 45 day extension through March 1, 2013, for SR-OCC-2012-14 (CBOE Silver ETF Volatility Index). A separate filing will be made today with respect to SR-OCC-2012-03 and -09.

Regards,

Stephen M. Szarmack | VP and Associate General Counsel | OCC
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From: McCall, W. Graham [mailto:GMcCall@CFTC.gov]
Sent: Monday, January 14, 2013 12:29 PM
To: Stephen Szarmack
Cc: Van Wagner, David; Miller, Ryne
Subject: request for extension through March 1, 2013

Steve –

Hope this email finds you well and you had a nice holiday season. While Matthew Daigler promised us in person that SEC staff would turn around drafts of the precious metal ETF exemption orders that we gave them in August by the end of December, we received word from Matthew before Christmas that they would not be able to turn their attention to the documents until the beginning of 2013. As was the case the last time we asked for another extension, the proposed silver volatility index 4(c) exemption continues to be held up in circulation with Commission pending progress on the broader precious metal ETF exemptive orders. Our latest extension of time on both matters runs through tomorrow, January 15, 2013. Therefore, I am requesting on behalf of the CFTC an additional 45-day extension through March 1, 2013 on the following three OCC rule filings to clear options and futures on various commodity-based ETFs:

- SR-OCC-2010-03 (ETFS Platinum & Palladium Shares)
- SR-OCC-2010-09 (Sprott Physical Gold Shares)
- SR-OCC-2011-14 (CBOE Silver ETF Volatility Index)

Please give David or me a call if you would like to discuss. As always, we appreciate your patience and cooperation as we work to get this matter resolved.

Regards,
Graham

W. Graham McCall

Attorney-Advisor

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