



November 6, 2018

Via the CFTC Web Submission Portal

Assistant Secretary of the Commission for FOIA Matters  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21st Street, N.W.  
Washington, D.C. 20581

Re: FOIA Confidential Treatment Request: Petition Pursuant to Regulation 145.9(d)

To Whom It May Concern:

On this date, trueEX LLC ("trueEX") submitted a revised notice, 2018-08S, to the Commodity Futures Trading Commission (the "Commission") via the Commission Portal to notify it of the fees trueEX intends to charge for transactions in trueDigital Products, and a Designated Market Maker Program for trueDigital Products. Revisions were made to Section C of Exhibits B-1 and B-2. Exhibits A-2 and B-2 are the Confidential Materials for which trueEX is requesting confidential treatment.

By this petition, trueEX requests confidential treatment pursuant to Section 145.9(d) of the Commission's regulations of the Confidential Material. A copy of this Confidential Material is attached.

Pursuant to Sections 8(a) of the Act, and Commission Regulation § 145.9(d), trueEX requests confidential treatment of the Confidential Material on the grounds that disclosure of such material would reveal trade secrets of trueEX and/or reveal confidential commercial information of trueEX. The Confidential Material is proprietary to trueEX and contain highly sensitive and confidential business and technology information; in addition to violating trueEX's proprietary rights, the disclosure of the Confidential Materials would grant competitors an unfair competitive advantage and/or compromise the competitive advantages possessed by trueEX. Accordingly, trueEX is requesting the Commission to take appropriate steps to keep Confidential Material submitted to them confidential and to restrict the re-distribution of the Confidential Material.

Pursuant to Commission Regulation § 145.9(d)(5), trueEX hereby requests that the Confidential Material be afforded confidential treatment in perpetuity.

trueEX requests that the Commission notify the undersigned immediately after receiving any FOIA request, any court order, subpoena, or summons seeking to access the Confidential Material in whole or in part. trueEX further requests notification (through the undersigned) in the event that the Commission intends to disclose the Confidential



Material in whole or in part to Congress or to any other governmental agency or unit pursuant to Section 8 of the CEA. trueEX does not waive its notification rights under

Section 8(f) of the CEA with respect to any subpoena or summons with respect to the Confidential Material in whole or in part.

Should you have any questions regarding the above, please do not hesitate to contact me by telephone at (312) 320-8934 or by email at [fran@trueex.com](mailto:fran@trueex.com).

Sincerely,

A handwritten signature in black ink that reads "Fran Kenck". The signature is written in a cursive, flowing style.

Fran Kenck

Chief Compliance Officer

Attachment:

CFTC 2018-08S Exchange Fees and DMM Submission\_revised.docx