



BY ELECTRONIC TRANSMISSION

Submission No. 17-29
February 13, 2017

Mr. Charles J. Kirkpatrick
Secretary of the Commission
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

**Re: New ICE Futures U.S. Energy Participant Program
Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commodity Futures Trading Commission (“Commission”) Regulation 40.6(a), ICE Futures U.S., Inc. (“IFUS” or “Exchange”) submits notice that the Exchange is launching the Energy Participant Program (“Program”), which is a new trading incentive program. The terms of the Program are set forth in Exhibit A. The Exchange believes the new Program will help increase volume and liquidity across all IFUS Natural Gas and Power Futures Contracts.

The Exchange certifies that the terms of the new Program comply with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder. In particular, the new Program complies with Core Principle 4 (Monitoring of Trading), Core Principle 9 (Execution of Transactions) and Core Principle 12 (Protection of Market Participants). The Program is structured so that it does not create incentives for participants to engage in market abuses such as manipulative trading or wash sales. In addition, the Exchange’s Market Regulation Department actively monitors for trading abuses using electronic exception reports and will take appropriate action against any participants engaging in market abuses. The Program does not impact order execution priority or otherwise give participants any execution preference or advantage.

The Exchange further certifies that, concurrent with this filing, a notice of pending certification was posted on the Exchange’s website. A copy of this submission may be accessed at (<https://www.theice.com/futures-us/regulation#rule-filings>). The Program will become effective on March 1, 2017. The Exchange is not aware of any substantive opposing views with respect to the extension.

If you have any questions or need further information, please contact me at 212-748-4021 or at jason.fusco@theice.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason V. Fusco". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

Jason V. Fusco
Assistant General Counsel
Market Regulation

Enc.
cc: Division of Market Oversight
New York Regional Office

EXHIBIT A

[REDACTED]

ICE Futures U.S. Energy Participant Program

Program Purpose

The purpose of the Program is to increase sustained liquidity across a variety of ICE energy commodities; this enhanced liquidity will benefit all participants in the marketplace.

Product Scope

ICE Futures US North American Natural Gas and Electricity Futures

Eligible Participants

[REDACTED]

Program Term

Each participant shall be eligible for a maximum of 36 calendar months and the end date of the program shall be December 31, 2020.

Obligations

Participants are required to provide the Exchange with information acceptable to the Exchange detailing Participants' trading activity under the program, and the Exchange may require an additional third party verification report.

Program Incentives

[REDACTED]

Monitoring and Termination of Status

The Exchange shall monitor trading activity and Participants' performance and shall retain the right to revoke Participants' status if it concludes from review that a Program Participant has failed to meet its obligations or no longer meets the eligibility requirements of this Program.