

March 13, 2023

**VIA ELECTRONIC PORTAL**

Assistant Secretary of the Commission for  
FOI, Privacy and Sunshine Acts Compliance  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, N.W.  
Washington, DC 20581

**Re: FOIA Confidential Treatment Request**

To Whom It May Concern:

By electronic portal dated today, March 13, 2023, NEX SEF Limited ("NEX SEF") submitted a supplemental rule certification filing (Submission No. 23-137s) to the Commodity Futures Trading Commission ("CFTC" or "Commission") pursuant to Commission Regulation 40.6(a) to certify amendments to the NEX SEF Limited Rulebook and Compliance Manual (collectively, the "Rule Amendments"). This supplemental filing includes an Exhibit 1 and Exhibit 2.

NEX SEF requests confidential treatment of Exhibit 1 and Exhibit 2 ("Confidential Information"), on the grounds that Exhibit 1 contains confidential commercial information of the submitter (NEX SEF). NEX SEF requests that confidential treatment be maintained for Exhibit 1 and Exhibit 2 until further notice from NEX SEF. We also request that the Commission notify the undersigned immediately after receiving any FOIA request for said Exhibit 1 and Exhibit 2 or any other court order, subpoena, or summons for same. Finally, we request that we be notified in the event the Commission intends to disclose such Exhibit 1 to Congress or to any other governmental agency or unit pursuant to Section 8 of the CEA. NEX SEF does not waive its notification rights under Section 8(f) of the CEA with respect to any subpoena or summons for such Exhibit 1 and Exhibit 2.

Please contact the undersigned at (212) 299-2200 should you have any questions concerning this matter.

Sincerely,

/s/ Christopher Bowen  
Managing Director and Chief Regulatory Counsel