



Bennett Kirschner  
General Counsel and Secretary

**TRADITION SEF, LLC**

April 18, 2022

**VIA E-MAIL (FOIAsubmissions@cftc.gov)**

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

**RE: Tradition SEF, Inc. – FOIA Confidential Treatment Request**

Dear Sir or Madam:

By e-mail dated today, April 18, 2022, Tradition SEF, Inc. (the “Submitter”) voluntarily provided the information attached as Schedule A (the “Confidential Information”) and attached hereto to the Commodity Futures Trading Commission (the “Commission”) and staff of the Division of Market Oversight in connection with a Swap Execution Facility (“SEF”) rule submission made pursuant to Commission Rule 40.6.

Pursuant to Commission Rules 40.8 and 145.9(d), the Submitter requests confidential treatment of the Confidential Information consisting of Schedule A to this submission on the grounds that disclosure of the Confidential Information would reveal confidential commercial and financial information of the Submitter and would be considered commercially material information to competitors of the Submitter.

Unlike futures exchanges, which are registered with the Commission in a similar manner, SEFs do not own the products traded thereon. SEFs compete in the open market for volume and liquidity in publically available products. Moreover, the Submitter’s Fee Schedule reflected on Schedule A contains engagement models, entry requirements and fees, all of which information is proprietary to the Submitter and forms an integral part of the competitive nature of the marketplace. A SEF structures its engagement model and fee structure to differentiate the SEF with respect to attracting liquidity. For the Submitter’s continued success, it is imperative that such information be treated as confidential. Accordingly, the Submitter requests confidential treatment of Schedule A in its entirety.

Pursuant to Commission Rule 145.9(d)(5), the Submitter requests that confidential treatment of the Confidential Information be maintained until further notice from the Submitter. The Submitter requests that the Commission notify it immediately after receiving any request under the Freedom of Information Act (“FOIA”) or any other court order, subpoena or summons for the Confidential Information. The Submitter specifically notes that it does not waive, in any manner, its rights under Section 8(f) of the Commodity Exchange Act to receive a copy of any subpoena or summons for the Confidential Information prior to the Commission’s disclosure of such information pursuant to such subpoena or summons. Finally, the Submitter requests that the Commission notify it in the event that the Commission intends to disclose the Confidential Information to Congress or any federal or state governmental agency or department.

Should you require additional information related to this request or the submission, please contact the undersigned at (212) 377-2337 or [bennett.kirschner@tradition.com](mailto:bennett.kirschner@tradition.com). Please reference Tradition SEF Submission No. 2022-04 in any related correspondence.

Sincerely,

/s/ Bennett Kirschner  
General Counsel and Secretary

Att.  
Schedule A – Confidential Information

**SCHEDULE A**  
**Confidential Information**

Exhibit B to Tradition SEF Submission No. 2022-04 (redlined version of the Fee Schedule reflecting changes made to the prior version).