



May 13, 2019

Christopher J. Kirkpatrick
Secretary
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

Re: Cboe Futures Exchange, LLC Rule Certification
Submission Number CFE-2019-009

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (“Act”), and §40.6(a) of the regulations promulgated by the Commodity Futures Trading Commission (“CFTC” or “Commission”) under the Act, Cboe Futures Exchange, LLC (“CFE” or “Exchange”) hereby submits a CFE rule amendment (“Amendment”) relating to a rule of Cboe Exchange, Inc. (“Cboe Options”) that is incorporated into two CFE rules by reference. The Amendment will become effective on May 28, 2019.

CFE was originally formed by Cboe Options, which is a securities exchange affiliate of CFE. When CFE was approved as a Designated Contract Market (“DCM”), the Commission permitted CFE to incorporate certain Cboe Options rules into CFE’s rules by reference. In particular, CFE Rule 209 (Business Conduct Committee) provides, in relevant part, that the functions and responsibilities of the CFE Business Conduct Committee shall be assumed by the business conduct committee of Cboe Options, as appointed from time to time pursuant to Cboe Options Rule 2.1(a). Similarly, CFE Rule 211 (Appeals Committee) provides, in relevant part, that the functions and responsibilities of the CFE Appeals Committee shall be assumed by the appeals committee of Cboe Options, as appointed from time to time pursuant to Cboe Options Rule 2.1(a).

Cboe Options recently amended its rules to delete Cboe Options Rule 2.1(a) and to no longer include in its rules a specific rule regarding the appointment of Cboe Options committees. Instead, Cboe Options intends to rely upon the more general authority of its Board of Directors under the Cboe Options Bylaws with respect to the establishment of Cboe Options committees. Accordingly, CFE is amending CFE Rules 209 and 211 to delete reference to Cboe Options Rule 2.1(a) and to refer to the applicable Cboe Options committee as the business conduct committee or appeals committee appointed from time to time by Cboe Options.

CFE believes that the Amendment is consistent with Designated Contract Market Core Principle 7 (Availability of General Information) under Section 5 the Act because the Amendment updates provisions of the CFE Rulebook to remove reference to a Cboe Options rule that no longer exists.

CFE believes that the impact of the Amendment will be beneficial to the public and market

participants. CFE is not aware of any substantive opposing views to the Amendment. CFE hereby certifies that the Amendment complies with the Act and the regulations thereunder. CFE further certifies that CFE has posted a notice of pending certification with the Commission and a copy of this submission on CFE's Web site (<http://cfe.cboe.com/aboutcfe/rules.aspx>) concurrent with the filing of this submission with the Commission.

The Amendment, marked to show additions in underlined text and deletions in [bracketed] text, consists of the following:

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Cboe Futures Exchange, LLC Rules

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209. Business Conduct Committee

The functions and responsibilities of the Business Conduct Committee shall be assumed by the business conduct committee of Cboe Options, as appointed from time to time [pursuant to Cboe Options Rule 2.1(a)] by Cboe Options. The Business Conduct Committee shall not include any Exchange regulatory staff. The Business Conduct Committee shall have the authority and rights assigned to it in Chapter 7, which shall be exercised in each instance by a panel of the Business Conduct Committee (each such panel, a "BCC Panel"). Each BCC Panel shall consist of no fewer than three members of the Business Conduct Committee, each of whom shall be appointed by the chairman of the Business Conduct Committee. At least one member of the Business Conduct Committee and of each BCC Panel shall be an individual who would qualify as a Public Director as defined in Rule 201(b)(ii). No group or class of industry participants shall dominate or exercise disproportionate influence on the Business Conduct Committee or any BCC Panel. No member of a BCC Panel that considers whether to accept a settlement or letter of consent in a disciplinary matter under Chapter 7 shall be a member of the BCC Panel that conducts a hearing or summary proceedings in that matter under Chapter 7. No BCC Panel shall include any member of the Business Conduct Committee that has a financial, personal or other direct interest in the matter under consideration.

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211. Appeals Committee

The functions and responsibilities of the Appeals Committee shall be assumed by the appeals committee of Cboe Options, as appointed from time to time [pursuant to Cboe Options Rule 2.1(a)] by Cboe Options. The Appeals Committee shall have the authority and rights assigned to it in Chapter 9.

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Questions regarding this submission may be directed to Arthur Reinstein at (312) 786-7570 or Nicole Gordon at (312) 786-8109. Please reference our submission number CFE-2019-009 in any

related correspondence.

Cboe Futures Exchange, LLC

[/s/ Matthew McFarland](#)

By: Matthew McFarland
Managing Director