



May 26, 2017

## FOIA CONFIDENTIAL TREATMENT REQUEST

### Submitted via the CFTC Portal

Assistant Secretary of the Commission  
FOIA, Privacy and Sunshine Acts Compliance  
Commodity Futures Trading Commission  
Three Lafayette Centre, 8<sup>th</sup> Fl.  
1155 21st Street, N.W.  
Washington, DC 20581

Re: Freedom of Information Act ("**FOIA**") request for Confidential Treatment relating to ICE Swap Trade, LLC's Part 40.6(d) Submission 17-05

Dear FOIA Compliance Staff:

On May 25, 2017, ICE Swap Trade, LLC ("**ICE Swap Trade**") submitted to the Commission a Part 40.6(d) Rule Amendment with accompanying exhibits (collectively, the "**Rulebook Submission**").

The information ICE Swap Trade identifies on **Exhibit A** and **Exhibit B** to this request contain information that would reveal trade secrets and confidential commercial and financial information of ICE Swap Trade and/or its ultimate parent, Intercontinental Exchange, Inc. (the "**Confidential Information**"). ICE Swap Trade and Intercontinental Exchange, Inc. (the "**Requesting Parties**") hereby request that the confidential treatment of the Confidential Information be maintained until further notice pursuant to Section 552(b)(4) of FOIA and Commission Regulation 145.9(d).

Pursuant to Commission Regulation 145.9(d)(4), each page containing the Confidential Information has been clearly marked as "**Confidential Treatment Requested by ICE Swap Trade, LLC**".

The Requesting Parties further request that the Commission notify the undersigned at the provided contact information found below upon receiving any FOIA request, or any other court order, subpoena or summons for any of the Confidential Information. The Requesting Parties specifically notes that they do not waive in any manner their 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 Requesting Parties request 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.

Robert James Laorno  
General Counsel  
55 East 52<sup>nd</sup> Street, 39<sup>th</sup> Floor  
New York, New York 10055  
(212) 323-8543

If you have any questions or need further information, please contact me at 212-323-8543 or at [robert.laorno@theice.com](mailto:robert.laorno@theice.com).

Sincerely,

A handwritten signature in black ink, appearing to read 'R. Laorno', with a stylized flourish at the end.

Robert James Laorno  
General Counsel

## **Appendix A**

1. Exhibit A to ICE Swap Trade - 17-05 - Cover Letter to Weekly Notification of Rule Changes
2. Exhibit B to ICE Swap Trade - 17-05 - Cover Letter to Weekly Notification of Rule Changes
3. Appendix A to this FOIA Request