



December 10, 2021

**VIA CFTC PORTAL**

Assistant Secretary of the Commission  
FOIA, Privacy and Sunshine Acts Compliance  
U.S. Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21st Street NW  
Washington, DC 20581

**Re: Freedom of Information Act Confidential Treatment Request - ICE NGX Canada Inc. ("ICE NGX") Investment Guidelines**

Dear Sir or Madam:

ICE NGX Canada Inc. ("ICE NGX") today submitted, via the CFTC Portal, the self-certification, pursuant to Section 5c(c)(1) of the Commodity Exchange Act ("CEA") and Commission Regulation 40.6(a), of the ICE NGX Investment Guidelines, with the subject line ICE NGX Canada Inc. Rules. ICE NGX respectfully requests confidential treatment for the information attached to the submission as further described below until further notice.

Under the Freedom of Information Act ("FOIA"), 5 USC Section 552, Section 809(g) of the Dodd-Frank Wall Street Reform and Consumer Protection Act and pursuant to Commission Regulation 145.9(d)(5) and any other applicable regulations under or implementing FOIA, ICE NGX hereby respectfully requests that confidential treatment be maintained until further notice for the documents titled "ICE NGX Canada Inc. Investment Guidelines". As prescribed by 17 C.F.R. 145.9(d)(4), each page of the documents included in this request bears the legend "Confidential Treatment Requested by ICE NGX Canada Inc."

The basis for this request is that these documents contain sensitive commercial and proprietary information, public disclosure of which could have a material adverse effect on, and cause injury to, the operations and competitive position of ICE NGX and/or to its Contracting Parties. In addition, certain of this information could constitute material undisclosed information under Canadian securities laws. We request that you do not provide this information to anyone else or trade on this information until the information is no longer confidential. This request is not to be construed as a waiver of any other protection from disclosure or confidential treatment accorded by law, and ICE NGX will rely on and invoke any such confidentiality protection.

ICE NGX requests that it be notified in the event the Commission intends to disclose such documents to any person, including to Congress or to any other governmental agency or unit pursuant to Section 8 of the CEA or other applicable law. ICE NGX does not waive its notification rights under Section 8(f) of the CEA or other applicable law with respect to any subpoena or summons for such documents.

In accordance with the foregoing regulations, kindly notify me (403-974-1740 or martin.mcgregor@ice.com) or Greg Abbott, ICE NGX President & COO (403-974-1701 or greg.abbott@ice.com) of any request under FOIA for access to such documents to enable ICE



NGX to substantiate the grounds for confidential treatment, or if you have any questions regarding this document.

Yours truly,

A handwritten signature in black ink, appearing to read "Martin McGregor".

Martin McGregor  
General Counsel & CCO