



February 19, 2024

(Submitted electronically via the CFTC Portal)

Mr. Christopher Kirkpatrick  
Secretary of the Commission  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, NW  
Washington, DC 20581

**Re: Weekly Notification of Rule Amendments by ICE Clear U.S., Inc. - Submission Pursuant to Section 5c(c)(1) of the Commodity Exchange Act and Commission Regulation 40.6(d)**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commodity Futures Trading Commission ("Commission") Regulation 40.6(d), ICE Clear U.S., Inc. ("ICUS") submits notification of certain amendments made to its Rules during the preceding week, as set forth in Exhibit A hereto. ICUS is amending ICUS Rule 806(d)(ii)(B) to fix a typographical error, conforming it with ICUS Rule 806(b), as amended following a filing that was submitted to the Commission by ICUS on July 20, 2023.

If you or your staff have any questions or require further information regarding this submission, please do not hesitate to contact the undersigned at (212) 748-3964 or [Eamonn.Hahessy@ice.com](mailto:Eamonn.Hahessy@ice.com).

Sincerely,

A handwritten signature in black ink that reads 'Eamonn Hahessy'.

Eamonn Hahessy  
General Counsel and Chief Compliance Officer

## EXHIBIT A

(In the text of the amendment(s), below, additions are underlined and deletions are lined out)

### Rule 806. Close-Out Netting

....

(d) Close-Out Time. (i) In the event of the close-out of open positions pursuant to this Rule 806, the Corporation shall issue a notice (a “**Termination Notice**”) specifying the applicable paragraph of this Rule under which close-out will occur, the Termination Time (as defined below) and such other matters as the Corporation determines appropriate.

(ii) The date and time of close out under this Rule (the “**Termination Time**”) shall be as follows:

(A) in the case of close-out as a result of a Bankruptcy Event, at 5 p.m., New York time on the second Business Day following the date of the Bankruptcy Event;

(B) in the case of close-out as a result of a Corporation Default under subsection (b), at 5 p.m., New York time, on the second Business Day following the ~~30<sup>th</sup>-day~~third Business Day after the date the Corporation received notice of the relevant past due obligation under such subsection;

(C) in the case of close-out pursuant to Rule 806(c), the time specified in the Termination Notice, which shall be within one Business Day after issuance of such notice (and if no time is specified, 5 p.m. New York time on the Business Day following issuance of such notice).