



Submission No. 24-30
March 28, 2024

Mr. Christopher J. Kirkpatrick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

**Re: New ICE Futures U.S. Power Tiered Futures Liquidity Provider Program
Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6**

Dear Mr. Kirkpatrick:

Pursuant to Commodity Futures Trading Commission (“CFTC”) Regulation 40.6(a), ICE Futures U.S., Inc. (“IFUS” or “Exchange”) hereby submits by written certification, the terms of the new ICE Futures U.S. Power Tiered Futures Liquidity Provider Program (“Program”), which are set forth in Exhibit A.

The Exchange certifies that the Program, which will become effective on April 12, 2024, complies with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder. In particular, the Program complies with Core Principle 4 (Monitoring of Trading), Core Principle 9 (Execution of Transactions) and Core Principle 12 (Protection of Market Participants). The Program does not impact order execution priority or otherwise give participants any execution preference or advantage. In addition, the Exchange’s Market Regulation Department actively monitors for trading abuses using electronic exception reports and will take appropriate action against any participants engaging in market abuses.

The Exchange further certifies that, concurrent with this filing, a notice of pending certification was posted on the Exchange’s website. A copy of this submission may be accessed at (<https://www.theice.com/futures-us/regulation#rule-filings>). The Exchange is not aware of any opposing views with respect to the Program.

If you have any questions or need further information, please contact me at 212-748-4021 or at jason.fusco@theice.com.

Sincerely,

A handwritten signature in black ink that reads "Jason V. Fusco". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Jason V. Fusco
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ICE Futures U.S., Inc.

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ICE Futures US, Inc. a designated contract market under
the Commodity Exchange Act, as amended.

Exhibit A

ICE Futures U.S. Power Tiered Futures Liquidity Provider Program

Program Purpose

The purpose of the Program is to incentivize participants to increase liquidity in the markets for the products listed below; this enhanced liquidity will benefit all participants in the marketplace.

Product Scope

All ICE Futures U.S. Monthly Power Futures Contracts (“Program Contracts”)

Eligible Participants

[PARAGRAPH REDACTED].

Program Term

The Program shall end on December 31, 2025, unless extended by the Exchange. The Exchange reserves the right to amend or end the program and/or to terminate any participant at any time prior to that date.

Obligations

Participants are required to provide the Exchange with information acceptable to the Exchange detailing participants’ trading activity under the program, and the Exchange may require an additional third party verification report.

Program Incentives

[PARAGRAPH REDACTED]

Monitoring and Termination of Status

The Exchange shall monitor trading activity and participants’ performance and shall retain the right to revoke Participants’ status if it concludes from review that a Program participant has failed to meet its obligations or no longer meets the eligibility requirements of this Program.