



April 5, 2024

CFTC FOIA Compliance Office
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581
FOIAsubmissions@cftc.gov

Re: FOIA Confidential Treatment Request:
Petition Pursuant to Regulation 145.9(d)

All:

Pursuant to § 145.9(d) of the regulations promulgated by the Commodity Futures Trading Commission ("Commission" or "CFTC") under the Commodity Exchange Act ("CEA") and pursuant to the Freedom of Information Act ("FOIA"), Cboe Clear Digital, LLC ("CCD") hereby petitions the Commission for confidential treatment of Exhibits A-H to the Self-Certification in connection with updates to various CCD policies and procedures (CCD-2024-03C) submitted to the CFTC via the CFTC Portal on April 5, 2024 ("Covered Information"). The Covered Information (policies and procedures) contained in Exhibits A-H are as follows:

- CCD Acceptable Collateral Policy (Exhibit A);
- CCD Credit Risk Management Policy (Exhibit B);
- CCD Default Communication Plan (Exhibit C);
- CCD Default Financial Resources Policy (Exhibit D);
- CCD Futures Price Sources & Pricing Model Policy (Exhibit E);
- CCD Futures Theoretical Pricing Model (Exhibit F);
- CCD Default Auction Procedures (Exhibit G); and
- CCD Default Financial Resources Requirement Calculator (Exhibit H).

The Covered Information should be afforded confidential treatment based on, among other things, § 145.9(d)(1)(ii) of the Commission's regulations, which implements FOIA Exemption 4 of the Freedom of Information Act (5 U.S.C. § 552(b)(4)), because disclosure would reveal CCD trade secrets and confidential commercial or financial information. CCD hereby requests that the Covered Information be afforded confidential treatment in perpetuity.

CCD requests that the Commission notify CCD upon the receipt of any request by any party for any access under FOIA to the Covered Information or any court order, subpoena, or summons for disclosure of the Covered Information for the entire duration that the Commission retains the Covered

Information. CCD further requests notification in the event that the Commission intends to disclose the Covered Information in whole or in part to Congress or to any other governmental agency or unit pursuant to Section 8 of the CEA. CCD does not waive its notification rights under Section 8(f) of the CEA with respect to any subpoena or summons for the Covered Information.

The address at which CCD can be reached is as follows:

433 West Van Buren Street, Suite 700S
Chicago, Illinois 60607
Attention: General Counsel

Please contact me at kkirkpatrick@cboe.com or (312) 786-7431 if you have any questions

regarding this request.

Cboe Clear Digital, LLC

/s/ Katherine Kirkpatrick

By: Katherine Kirkpatrick, Chief Legal Officer