

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

**In the Matter of the Application of CX Clearinghouse, L.P.
For Registration as a Derivatives Clearing Organization**

AMENDED ORDER OF REGISTRATION

On April 20, 2010, the Commodity Futures Trading Commission (the “Commission”) issued an order pursuant to Section 5b of the Commodity Exchange Act (the “Act”), 7 U.S.C. § 7a-1, granting Cantor Clearinghouse, L.P. (“Cantor”) registration as a derivatives clearing organization (“DCO”) for the clearing of domestic box office receipts contracts that were to be listed for trading on the Cantor Futures Exchange, L.P. (“Cantor Exchange”).

On February 11, 2013, the Commission issued an amended order (the “Second Order”) to permit Cantor to clear fully collateralized, cash settled binary options contracts that are executed on Cantor Exchange and for which there is an underlying commodity, as such term is defined under Section 1a(9) of the Act, 7 U.S.C. § 1a(9).

On January 30, 2018, Cantor requested that the Commission amend the Second Order to permit Cantor to clear fully collateralized futures, options on futures, and swaps for which there is an underlying commodity, as such term is defined under Section 1a(9) of the Act, 7 U.S.C. § 1a(9). Subsequent to its request, Cantor changed its corporate name to CX Clearinghouse, L.P. (“CX”) and Cantor Exchange changed its corporate name to CX Futures Exchange, L.P. (“CX Exchange”). The Commission has reviewed the request, along with supporting information, and finds that CX has demonstrated compliance with the requirements of the Act and applicable regulations thereunder.

In light of the foregoing, **IT IS ORDERED**, pursuant to Section 5b of the Act, 7 U.S.C. § 7a-1, that the Second Order is superseded and CX is granted registration as a DCO, subject to the terms and conditions specified herein:

(1) **Contracts Traded on CX Exchange.** CX shall limit its activities as a registered DCO to clearing contracts executed on the CX Exchange.

(2) **Cleared Products.** CX is permitted to clear, in its capacity as a DCO, fully collateralized futures, options on futures, and swaps for which there is an underlying commodity, as such term is defined under Section 1a(9) of the Act, 7 U.S.C. § 1a(9). A product cleared by CX will be considered fully collateralized if at all times CX holds, in the form of the required payment, funds sufficient to cover the maximum possible loss a counterparty could incur upon liquidation or expiration.

(3) **Treatment of Participant Funds.** Funds held in Participant Clearing Accounts shall be considered Member Property, as such term is defined in the Bankruptcy Code. CX shall at all times maintain Participant funds separate and distinct from its own funds.

(4) **Compliance with the Act and Commission Regulations.** CX shall comply, and shall demonstrate compliance as requested by the Commission, with applicable provisions of the Act, including the Core Principles, and Commission regulations, as may be amended or adopted from time to time. CX shall fulfill each of the representations it has made to the Commission relating to compliance with the Core Principles and Commission regulations.

(5) **Self-Regulatory Function.** CX shall ensure the performance of all self-regulatory functions required of it as a registered DCO under the Act and Commission regulations, including, without limitation: monitoring and enforcing Participant compliance with CX

admission and continuing eligibility standards; and enforcing Participant compliance with the terms of all CX rules, regulations, and procedures.

(6) New Regulations. Should the Commission promulgate a regulation addressing or otherwise affecting any aspect of this Order, then such regulation will apply and supersede the applicable terms in this Order.

(7) Reservation of Rights. This Order is based upon the representations made and supporting material provided to the Commission by CX. In the event of any changes to or omissions in the material facts or circumstances pursuant to which this Order is issued, or for any reason in its own discretion, the Commission may condition, modify, suspend, terminate, or otherwise restrict the terms of this Order, as appropriate and as permitted by law, on its own motion.

Issued in Washington, D.C. on this 3rd day of August, 2018.

By the Commission,


Christopher J. Kirkpatrick
Secretary of the Commission