

# eurex us

August 10, 2005

Mr. Edward W. Colbert  
Assistant Secretary of the Commission for FOI  
Privacy and Sunshine Acts Compliance  
Commodity Futures Trading Commission  
1155 21<sup>st</sup> Street, N.W.  
Washington, D.C. 20581

**CONFIDENTIAL TREATMENT  
REQUESTED**

Re: FOIA Confidential Treatment Request

Dear Mr. Colbert:

Pursuant to Commodity Futures Trading Commission ("CFTC") Regulation 145.9, U.S. Futures Exchange, LLC ("Eurex US" or "Exchange") hereby petitions the CFTC to maintain the following information in connection with the Eurex US Russell incentive program as confidential until further notice as against any requestor who files with the Commission a request to inspect such information pursuant to the Freedom of Information Act ("FOIA").

The basis for this petition for confidential treatment is CFTC Regulation 145.9(d)(1)(ii), in that such information contains trade secrets and confidential information. I understand that this petition will not be evaluated by the CFTC unless and until a FOIA request has been filed for inspection of this subject matter. In that event, please contact me at 312.544.1076.

Very truly yours,

Matt Lisle  
Chief of Compliance

CC: Riva Adriance  
David Van Wagner

OF. OF THE SECRETARIAT

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C.F.T.C.