

SUBMISSION COVER SHEET

IMPORTANT: Check box if Confidential Treatment is requested

Registered Entity Identifier Code (optional): 17-388

Organization: Chicago Mercantile Exchange Inc. ("CME")

Filing as a: DCM SEF DCO SDR

Please note - only ONE choice allowed.

Filing Date (mm/dd/yy): October 3, 2017 Filing Description: Modifications to the Fee Schedule Applicable to CME SDR

SPECIFY FILING TYPE

Please note only ONE choice allowed per Submission.

Organization Rules and Rule Amendments

- Certification § 40.6(a)
- Approval § 40.5(a)
- Notification § 40.6(d)
- Advance Notice of SIDCO Rule Change § 40.10(a)
- SIDCO Emergency Rule Change § 40.10(h)

Rule Numbers: N/A

New Product

Please note only ONE product per Submission.

- Certification § 40.2(a)
- Certification Security Futures § 41.23(a)
- Certification Swap Class § 40.2(d)
- Approval § 40.3(a)
- Approval Security Futures § 41.23(b)
- Novel Derivative Product Notification § 40.12(a)
- Swap Submission § 39.5

Official Product Name:

Product Terms and Conditions (product related Rules and Rule Amendments)

- Certification § 40.6(a)
- Certification Made Available to Trade Determination § 40.6(a)
- Certification Security Futures § 41.24(a)
- Delisting (No Open Interest) § 40.6(a)
- Approval § 40.5(a)
- Approval Made Available to Trade Determination § 40.5(a)
- Approval Security Futures § 41.24(c)
- Approval Amendments to enumerated agricultural products § 40.4(a), § 40.5(a)
- "Non-Material Agricultural Rule Change" § 40.4(b)(5)
- Notification § 40.6(d)

Official Name(s) of Product(s) Affected:

Rule Numbers:



Tim Elliott
Executive Director and Associate General Counsel
Legal Department

October 3, 2017

VIA ELECTRONIC PORTAL

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

**RE: CFTC Regulation 40.6(a) Certification. Modifications to the CME SDR Fee Schedule.
CME SDR Submission No. 17-388**

Dear Mr. Kirkpatrick:

The Swap Data Repository Division of Chicago Mercantile Exchange Inc. ("CME SDR" or "SDR") hereby notifies the Commodity Futures Trading Commission ("CFTC" or "Commission") that it plans to modify the fee schedule that applies to the business of CME's swap data repository ("CME SDR Fee Schedule"). The modifications to the CME SDR Fee Schedule will become effective on December 1, 2017.

Exhibit 1 sets forth the CME SDR Fee Schedule. Modifications appear below, with additions underscored and deletions ~~overstruck~~.

CME SDR reviewed the requirements of the Commodity Exchange Act ("CEA" or "Act") relating to the business of SDRs including applicable SDR core principles ("Core Principles") in light of the proposed changes that are the subject of this submission. As a result of this review, CME SDR identified that the changes described in this submission may have some bearing on SDR Core Principle 4 ("Additional Duties") as discussed below:

- Registered SDRs are required to maintain sufficient financial resources as set forth in CFTC Regulation 49.25. The modifications to the CME SDR Fee Schedule will modify fees for SDR services to replace the current fee schedule. CME believes that charging fees for its services is clearly aligned with the requirement to maintain sufficient financial resources.
- Registered SDRs shall adhere to CFTC requirements regarding fair and open access and the charging of any fees, dues or other similar type charges as detailed in CFTC Regulation 49.27. As set forth in Exhibit 1, the proposed fee changes in CME SDR's Fee Schedule include fees that are equitable and will be established in a non-discriminatory manner.

Further, the Fee Schedule will be fully disclosed and transparent to all market participants as it will be posted on the CME Group website.

CME SDR certifies that the modifications to the CME SDR Fee Schedule comply with the Act and regulations thereunder. There were no opposing views related to the modifications to the CME SDR Fee Schedule.

CME SDR certifies that this submission has been concurrently posted on the CME Group website at <http://www.cmegroup.com/market-regulation/rule-filings.html>.

If you require any additional information regarding this submission, please e-mail CMESubmissionInquiry@cmegroup.com or contact Rachel Johnson at 312-466-4393 or via e-mail at Rachel.Johnson@cmegroup.com. Please reference our CME SDR Submission No. 17-388 in any related correspondence.

Sincerely,

/s/ Tim Elliott
Executive Director and Associate General Counsel

Attachment: Exhibit 1

EXHIBIT 1

CME SDR Fee Schedule

| | Rates, Credit & Commodities | OTC FX |
|--|---|---|
| Who to Charge | All Reporting Users (Designated Reporting Counterparties or SEF/DCM) | |
| <u>Annual User Membership Fee</u> | <u>\$2,400</u> | |
| Minimum Monthly Fee | <ul style="list-style-type: none"> • \$200 per asset class per month • Applies to Users unless a Master Account exists, then applies to Master Account | |
| Covered by Minimum | 25 USIs per asset class per month | 1,000 USIs per FX asset class per month |
| Transactional Fee | \$5.00 per USI <u>for Rates, Credit & Commodities</u> | \$1.50 per USI <u>for OTC FX</u> |
| Maintenance Fee | No maintenance fees | |
| <u>Porting Fee</u> | <u>Fees are waived for closed positions ported to CME SDR from another CFTC-authorized SDR. Standard fees apply for open positions ported to CME SDR from another SDR.</u> | |
| <u>Annual Fee Cap*</u> (calculated against the aggregated activity across all asset classes for the User Billing Account) | <p>\$250,000 per asset class per year</p> <p><u>Category 1: USD 300,000 – Any User Master Account or User who is not registered with the CFTC, except if as a Limited Swap Dealer, or who is not classified as a Service Provider.</u></p> <p><u>Category 2: USD 1,500,000 – Any User Master Account or User who is registered with the CFTC as a Designated Clearing Organization (DCO), a Major Swap Participant (MSP) or a Swap Dealer (SD).</u></p> <p><u>*The Annual Fee Cap is inclusive of the Annual User Membership Fee and any fees on ported open positions. User Master Accounts comprised of both Category 1 and Category 2 Users will be considered Category 2 for purposes of assessing the Annual Fee Cap.</u></p> | |