

September 12, 2012

**VIA U.S. Mail**

Assistant Secretary of the Commission for FOI  
Privacy and Sunshine Acts Compliance  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, N.W.  
Washington, DC 20581

RE: FOIA Confidentiality Treatment Request

To Whom it May Concern,

In accordance with Commodity Futures Trading Commission ("CFTC" or "Commission") Regulation Section 145.9, Chicago Mercantile Exchange Inc. ("CME" or "Exchange") hereby petitions the Commission that the email sent by Rachel Kaplan Reicher to Jonathan Lave and Roger Smith at the CFTC on September 12, 2012 and the accompanying attachments including CME's responses to Staff September 6 and July 19 Questions; CME's Swap Data Repository Chief Compliance Officer Conflicts Policy; CME's Swap Data Repository Code of Ethics; and an updated CME SDR User Agreement (the "Confidential Information") be accepted and retained in confidence by the Commission.

The Exchange requests that the Confidential Information be retained in confidence until further notice as against any requester 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 Regulation Section 145.9(d)(1)(ii), in that such information contains trade secrets and confidential commercial information. I understand that this petition will not be evaluated by the Commission unless and until the FOIA request has been filed for inspection of this subject matter. In that event, please contact me at (312) 466-7478.

Sincerely,



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Timothy R. Elliott  
Executive Director and Associate General  
Counsel

Cc: Jonathan Lave  
Roger Smith