

# DTCC Data Repository

55 WATER STREET  
NEW YORK, NY 10041-009

June 21, 2013

**By Electronic Mail**

Ms. Melissa Jurgens  
Secretary  
Commodity Futures Trading Commission  
1155 21<sup>st</sup> Street, N.W.  
Washington, D.C. 20581

**Re: Amendments to DTCC Data Repository (U.S.) LLC Fee Schedule Pursuant to Section 5c(c) (1) of the Commodity Exchange Act and Commission Regulation § 40.6**

Dear Ms. Jurgens:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commodity Futures Trading Commission (the “Commission”) Regulation § 40.6, DTCC Data Repository (U.S.) LLC (“DDR”) submits, by written certification, amendments to the Fee Schedule to extend the existing fee schedule for the period between July 1, 2013 and June 30, 2014.

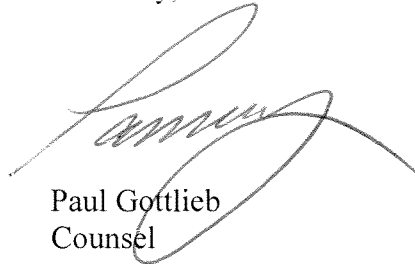
The fee schedule continues to comply with CFTC Regulation § 49.27(b) (1), which states that any fees or charges imposed by a registered SDR shall be equitable and established in a uniform and nondiscriminatory manner. Accordingly, the Fee Schedule applies to the same market participants and in the same amounts as previously, and this amendment does not create an artificial barrier to access DDR.

DDR certifies that this amendment complies with the Commodity Exchange Act and the rules and regulations promulgated by the Commission thereunder. No substantive opposing views have been expressed by Users or others with respect to the amendments. DDR further certifies that, concurrent with this filing today, a copy of this submission was posted on its website and may be accessed at: [http://www.dtcc.com/products/derivserv/suite/ddr\\_amendments.php](http://www.dtcc.com/products/derivserv/suite/ddr_amendments.php). DDR intends to implement this amended Fee Schedule on July 1, 2013.

Confidential

As noted above, enclosed with this letter is a marked version of the DDR Fee Schedule. If you have any questions or need further information, please contact me at 212.855.3273

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Gottlieb", with a large, sweeping flourish extending to the right.

Paul Gottlieb  
Counsel

Enclosures

# DTCC Data Repository

Approved by DTCC Data Repository (DDR) Board on June 12, 2013

## Fee Schedule

~~Approved by DTCC Data Repository (DDR) Board on August 24, 2012~~

### *Monthly Swap Maintenance Fees*

1. DDR will impose monthly maintenance fees per swap based on the aggregate number of swaps reported under the Dodd-Frank Act, regardless of asset class. Maintenance fees will be imposed on swap dealers and major swap participants (SD/MSPs) on a per-side basis, regardless of who is actually the reporting party. Non-SD/MSPs will not be subject to maintenance fees (since in the vast bulk of cases they will not be the reporting party and the swaps for which any non-SD/MSP is a reporting party are expected to be well under the threshold set forth in item 2 below).
2. Maintenance fees for the first 10,000 swap contracts of any participant will be waived. This minimum threshold will be determined in the aggregate for entities within the same corporate family.
3. Each swap above the 10,000 threshold will be charged a maintenance fee of eighty cents (80¢) per swap per month.
4. Aggregate cap on swap maintenance fees paid until June 30, 2013, will be \$500,000 (again considering all entities within the same corporate family together).
5. Aggregate cap on swap maintenance fees paid from July 1, 2013 to June 30, 2014 will be \$500,000 (again considering all entities within the same corporate family together).

### *Large User Charges*

1. Since large users create a disproportionate burden on the DDR infrastructure and also reap the largest benefit from the infrastructure, "large users" as defined in item 2 below will, in addition to monthly maintenance fees, also be charged a quarterly large user fee through June 30, ~~2013~~2014, of \$834,000 per quarter.
2. A "large user" is any DDR user who ~~currently maintains~~maintained more than 300,000 swap contracts in the trade repositories operated by affiliates of DDR. ~~The definition as of large user will be revisited in June 2013 when use of DDR is expected to stabilize. We note that current users of repository services operated by affiliates of DDR either maintain well above or well below 300,000 contracts in such repositories.~~August 24, 2012.