

C.F.T.C. OFFICE OF THE SECRETARIAT

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June 25, 2009

Mr. David Stawick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, DC 20581

RE:

CME Rule 8F15 ("Trade Submission on CME ClearPort") and CME/CBOT/NYMEX Rule 808 ("CME ClearPort: Procedures

for Trade Submission")

CME/CBOT/NYMEX Submission No. 09.126

Dear Mr. Stawick:

Chicago Mercantile Exchange Inc. ("CME"), Chicago Board of Trade, Inc. ("CBOT") and New York Mercantile Exchange, Inc. ("NYMEX") (collectively, "the Exchanges") hereby notify the Commodity Futures Trading Commission of rule amendments to CME Rule 8F15 ("Trade Submission on CME ClearPort") to reflect technical changes in CME ClearPort arising from the migration from the "original" ClearPort API to "CME ClearPort 2.0 API." In addition, the Exchanges are amending Rule 808 which are technical in nature and relate to the description of CME ClearPort and the elimination of the specific reference to the NYMEX "E-Rav" risk evaluation system.

The text of the rule changes is attached, with additions underlined and deletions lined-out. The rule amendments will be made effective on June 26, 2009.

The Exchanges certify that these changes comply with the Commodity Exchange Act and the regulations thereunder.

If you have any questions regarding this matter, please contact me at (312) 648-5422.

Sincerely,

/s/ Stephen M. Szarmack Director and Associate General Counsel

8F15. PROCEDURES FOR TRADE SUBMISSION ON CME CLEARPORT CLEARING.

A. This rule governs all OTC Derivatives that the Clearing House has designated as eligible for clearing that are submitted for clearing via the CME ClearPort Clearing Trade Portal and that are not extinguished and replaced by positions in regulated futures and options ("CPC Transactions"). The parties to a CPC Transaction and any person authorized under Section C of this Rule with brokering capability ("Broker" or "Brokers") must comply with applicable registration procedures for participation in the CME ClearPort Clearing service and must continue to comply with applicable registration procedures for OTC Derivatives, as may be amended from time to time. CPC Transactions are also subject to the other rules in this chapter.

- B. Each CPC Transaction must be submitted in accordance with the procedures established by the Clearing House for this purpose, as amended from time to time. The parties to a CPC Transaction and any Brokers authorized to submit CPC Transactions on such a party's behalf to the Clearing House and authorized for related activities shall be exclusively responsible, both individually and jointly, for accurately confirming the details of the CPC Transaction to the Clearing House. Once submitted, all CPC Transactions, subject to the rules for trade adjustments set forth in Section E of this rule, shall be deemed final. Neither the Clearing House nor a Clearing Member carrying the account of either party will have any responsibility in the confirmation of trade terms for CPC Transactions.
- C. Each Clearing Member must register with the Exchange in the manner required for any customer authorized by the Clearing Member to submit transactions to the Clearing House pursuant to this rule, and must also register with the Exchange the applicable account numbers for each such customer. For each such account, the Clearing Member carrying that account also must submit to the Exchange in the manner provided the name of any Broker who has registered with the Exchange for services provided under this rule, and who is authorized by the customer to act on its behalf in the submission of CPC Transactions pursuant to this rule and related activity. For any such Brokers authorized by the customer and submitted to the Exchange by the Clearing Member, such submission to the Exchange of the Broker's information by the Clearing Member will not constitute an endorsement or ratification of the customer's authorization of the Broker. Moreover, submission of a Broker authorized by a customer will not mean that the Clearing Member is in privity with, has a relationship with or is otherwise standing behind any of the customer's authorized Brokers, and the Clearing Member will have no responsibility for any such Brokers selected by the customer and no duty or obligation to supervise the activities of any such Brokers.
- D. For each account number that has been registered with the Clearing House pursuant to Section C of this rule, a Clearing Member also must input into the Risk Allocation Value "E-RAV" system authorization indicating the specific commodities for which a CPC Transaction may be submitted to the Clearing House pursuant to this rule and the risk value(s) assigned by the Clearing Member for CPC Transactions for that account.
- E. Following submission of the trade details to the Clearing House, an e-mail will be transmitted to the parties to the CPC Transaction notifying them that they have been listed as counterparties in a CPC Transaction that has been submitted to the Clearing House. Following such submission, a buyer or seller may not unilaterally reject the trade terms previously submitted to the Clearing House. However, in order to correct an error resulting from the good faith actions of a Broker or the Exchange, as applicable, and upon mutual consent of the parties to the CPC Transaction, Broker or the Exchange, as applicable, may void the transaction provided, however, that this void response is received by the Clearing House within sixty (60) minutes of the time of the initial submission of the CPC Transaction to the Clearing House.

In addition, for an interim period and until notified otherwise by the Exchange, the Exchange may need to conduct a manual check after the issuance of the original email to confirm that the parties to a CPC Transaction in an OTC Derivative have met all applicable registration requirements for such contracts. Consequently, it may be necessary for the Exchange to reject a trade-subsequent to such email because one or more of the parties to the CPC Transaction have not qualified to participate in use of the CME ClearPort Clearing service for these contracts.

- F. For a Transaction submitted to the Clearing House pursuant to this rule, such transaction first will be routed to the E-RAV Credit Check system. The time of entry of a CPC Transaction into the E-RAV system will be recorded by the system and will be used by the Clearing House as the time that an E-RAV Credit Check was conducted pursuant to Section G-below.
- G. The Exchange will conduct an E-RAV Credit Check for each Transaction. The E-RAV Credit Check will confirm whether the Clearing Member carrying that account has authorized that account for CPC Transactions submitted pursuant to this rule, and confirm whether the entry of the CPC Transaction into clearing would fall within the risk value(s) established by the Clearing Member.

At all-times until both sides (buy and sell) of the CPC-Transaction have successfully cleared the E-RAV Credit Check, a transaction submitted to the Clearing House pursuant to this rule shall remain as an uncleared transaction. In the event that either side of a CPC-Transaction is rejected as a result of the E-RAV Credit Check test, the parties to the transaction and their respective Clearing Members will be informed accordingly. Thereafter, any determination as to further action with respect to the CPC Transaction will be resolved by the parties to the CPC Transaction.

HD. CPC Transactions that are submitted, confirmed and accepted for clearing, as further provided by Section L of this rule; prior to 4:15 p.m. Chicago time on an Exchange business day will be included by the Clearing House for clearing for that business day. The Exchange reserves the right to modify these business hours without notice at any time. The CME ClearPort Ffacilitation Deesk will generally be available to assist users 24 hours a day on all Exchange business days.

I. Upon clearance by both sides of a CPC Transaction of the E-RAV Credit Check, the transaction shall be deemed to have been accepted for clearing and will be routed automatically to the Clearing House's clearing system. Notwithstanding the above, a Clearing Member also shall be responsible for accepting and clearing a position for a CPC Transaction entered into the Clearing-House's clearing system for clearing following any non-operation of the E-RAV Credit Check functionality for the applicable account carried by the OTC Clearing Member.

FOR CME RULEBOOK

808, CME CLEARPORT-CLEARING: PROCEDURES FOR TRADE SUBMISSION

- (A) Scope of Rule. This rule governs transactions not competitively executed on the Exchange ("Transactions") that are submitted via the CME ClearPort Clearing Trade Portal ("CPC Trade Portal") for clearing in connection with a contract that is listed on the Exchange for clearing only or listed for trading and clearing on the Exchange. In submitting such Transactions to the CPC Trade Portal CME ClearPort or in allowing such Transactions to be submitted to the CPC Trade Portal CME ClearPort, the two parties to the Transaction shall be deemed to have mutually agreed to initiate a process to substitute their transaction for a standardized futures contract listed for trading and clearing on the Exchange. For purposes of this rule, the two principals in such Transactions shall be referenced as the "Parties to the Transaction."
- (B) Transactions: Compliance with Regulatory Exemptions and Exclusions. Each of the Parties to the Transaction shall be responsible for ensuring that the Transaction complies with CFTC regulatory requirements as applicable for such transaction, including as appropriate compliance with the terms of a statutory exemption or exclusion under the Commodity Exchange Act from other CFTC regulation relied upon by the Parties to the Transaction.
- (C) Submission of Transactions. The process of submission of a Transaction shall not be deemed to have been completed unless and until the Parties to the Transaction have successfully concluded the submission of the Transaction to the Exchange as an exchange of futures for physicals ("EFP"), an exchange of futures for risk ("EFR"), a Block Trade or as a Substitution transaction as applicable, pursuant to the respective provisions of Exchange rules 538, 526 and 537, and the provisions of this rule.
- (D) Trade Submission Procedures. All Transactions submitted to the Exchange pursuant to this rule must be submitted in accordance with the procedures established by the Clearing House for this purpose, as amended from time to time. The Parties to the Transaction and any Party authorized under Section (E) of this Rule with brokering capability ("Broker" or "Brokers") authorized to submit executed transactions on their behalf to the Exchange and authorized for related activities shall be exclusively responsible, both individually and jointly, for accurately confirming the details of the Transaction to the Exchange. Once submitted, all such transactions, subject to the rules for trade adjustments set forth in Section (G) of this Rule, shall be deemed final. Neither the Exchange nor a Clearing Member carrying the account of either party will have any responsibility in the confirmation of trade terms for the Transactions.
- (E) Registration of Eligible Participants, Eligible Accounts and Authorized Brokers. Each CME Clearing Member must register with the Exchange in the manner required for any customer authorized by the Clearing Member to submit transactions to the Exchange pursuant to this rule, and must also register with the Exchange the applicable account numbers for each such customer. For each such account, the Clearing Member carrying that account also must submit to the Exchange in the manner provided the name of any Broker(s) who has registered with the Exchange for services provided by the Exchange, and who is authorized by the customer to act on its behalf in the submission of executed transactions to the Exchange and related activity.

For any such Brokers authorized by the customer and submitted to the Exchange by the Clearing Member, such submission by the Clearing Member will not constitute an endorsement or ratification of the customer's authorization of the Broker. Moreover, submission of Brokers authorized by the customer will not mean that the Clearing Member is in privity with, has a relationship with and/or is otherwise standing behind any of the customer's authorized Brokers, and the Clearing Member will have no responsibility for any such Brokers selected by the customer and no duty or obligation to supervise the activities of any such Brokers.

- (F) Establishment of Authorized Commodities and Total Risk Value. For each account number that has been registered with the Exchange pursuant to Section (E) of this rule, a CME Clearing Member also must input into the Exchange's Risk Allocation Value." RAV. system authorization indicating the specific commodities for which a Transaction may be submitted to the Exchange pursuant to this rule and the risk value(s) assigned by the Clearing Member for Transactions for that account.
- (G) Trade Deletion Procedures for Transactions Submitted via CME ClearPort—Clearing Trade Entry Portal. Following submission of the trade details by Broker or Parties to the Transaction (or by Exchange staff as mutually agreed by the Parties to the Transaction), an e-mail will be transmitted to the Parties to the Transaction notifying them that they have been listed as counterparties in a Transaction that has been submitted to the Exchange. Following such

submission, a buyer or seller may not unilaterally reject the trade terms previously submitted to the Exchange. However, in order to correct an error resulting from the good faith actions of the Broker or Exchange staff, as applicable, and upon mutual consent of the Parties to the Transaction, Broker or Exchange staff, as applicable, may void the transaction provided, however, that this void response is received by the Exchange within sixty (60) minutes of the time of the initial submission of the Transaction to the Exchange.

- (H) Entry of Transactions. For a Transaction submitted to the Exchange pursuant to this rule, such transaction first will be routed to the Exchange's E-RAV-C_credit C_check system. The time of entry of a Transaction into the Exchange's E-RAV-system will be recorded by the system and will be used by the Exchange as the time that an E-RAV-C credit C-check was conducted pursuant to Section (I) below.
- (I) Use of E-RAV-Credit Check System. The Exchange will conduct an E-RAV Coredit Coheck for each Transaction. The E-RAV Coredit Coheck will confirm whether the Clearing Member carrying that account has authorized that account for Transactions submitted pursuant to this rule in the commodity involved in the Transaction, and confirm whether the entry of the Transaction into clearing would fall within the risk value(s) established by the Clearing Member.

At all times until both sides (Buy and Sell) of the Transaction have successfully cleared the <u>E-RAV-Coredit Goheck</u>, a Transaction submitted to the Exchange pursuant to this rule shall remain as an uncleared Transaction.

In the event that either side of the Transaction is rejected as a result of the ERAV Credit Check test, the Parties to the Transaction and their respective Clearing Members would be informed accordingly. Thereafter, any determination as to further action with respect to the Transaction would be resolved by the Parties to the Transaction.

- (J) Trade Submission Deadlines. Transactions that are submitted, confirmed and accepted for clearing, as further provided by Section (K) of this rule, prior to 4:15 p.m. Chicago time on an Exchange business day will be included by the Exchange for clearing for that business day. The Exchange reserves the right to modify these business hours without notice at any time. The <u>CME ClearPort</u> <u>Facilitation dDesk</u> will generally be available to assist users 24 hours a day on all Exchange business days.
- (K) Clearance by Both Sides of the Transactions of Credit Check. Upon clearance by both sides of the Transaction of the E_RAV-Coredit Coheck, the transaction shall be deemed to have been accepted for clearing and will be routed automatically to the Exchange's clearing system.

Notwithstanding the above, a Clearing Member also shall be responsible for accepting and clearing a position for a Transaction entered into the Exchange's clearing system for clearing following any non-operation of the Exchange's E-RAV-Coredit Coheck functionality for the applicable account carried by the Clearing Member.

NYMEX Rule 808

808. CME CLEARPORT-CLEARING: PROCEDURES FOR TRADE SUBMISSION

(A) Scope of Rule. This rule governs transactions not competitively executed on the Exchange ("Transactions") that are submitted via the CME ClearPort Clearing Trade Portal ("CPC Trade Portal") for clearing in connection with a contract that is listed on the Exchange for clearing only ("DME Transactions") or listed for trading and clearing on the Exchange ("NYMEX Transactions"). In submitting either a NYMEX or DME transaction to the CPC Trade Portal CME ClearPort or in allowing either a NYMEX or DME transaction to be submitted to the CPC Trade Portal CME ClearPort, the two parties to the Transaction shall be deemed to have mutually agreed to initiate a process to substitute their transaction for a standardized futures contract listed for trading and clearing on the Exchange. For purposes of this rule, the two principals in either a NYMEX or DME Transaction shall be referenced as the "Parties to the Transaction."

Further, with respect to DME Transactions, any breach of procedures related to this Rule 808 shall be handled pursuant to DME rules and regulations.

- (B) Transactions: Compliance with Regulatory Exemptions and Exclusions. Each of the Parties to the NYMEX Transaction shall be responsible for ensuring that the Transaction complies with CFTC regulatory requirements as applicable for such transaction, including as appropriate compliance with the terms of a statutory exemption or exclusion under the Commodity Exchange Act from other CFTC regulation relied upon by the Parties to the Transaction.
- (C) Submission of NYMEX and DME Futures and Options. The process of submission of a NYMEX or DME futures or options Transaction shall not be deemed to have been completed unless and until the Parties to the Transaction have successfully concluded the submission of the Transaction to the Exchange (or the DME as appropriate) as an exchange of futures for physicals ("EFP"), an exchange of futures for swaps ("EFS"), an exchange of OTC Option for exchange option ("EOO") or as a Block Trade, as applicable, pursuant to the respective provisions of NYMEX Rules 6.21, 6.21A, 6.21C, 6.21F, COMEX Rules 104.36, 104.36A, 104.36B, 104.36C, DME Rules 6.24 and 6.31, and the provisions of this rule. (D) Trade Submission Procedures. All transactions submitted to the Exchange pursuant to this rule must be submitted in accordance with the procedures established by the Clearing House for this purpose, as amended from time to time. The Parties to the Transaction and any Party authorized under Section (E) of this Rule with brokering capability ("Broker" or "Brokers") authorized to submit executed transactions on their behalf to the Exchange and authorized for related activities shall be exclusively responsible, both individually and jointly, for accurately confirming the details of the Transaction to the Exchange, Once submitted, all such transactions, subject to the rules for trade adjustments set forth in Section (G) of this Rule, shall be deemed final. Neither the Exchange nor a Clearing Member carrying the account of either party will have any responsibility in the confirmation of trade terms for the Transactions.
- (E) Registration of Eligible Participants, Eligible Accounts and Authorized Brokers. Each NYMEX and DME Clearing Member must register with the Exchange in the manner required for any customer authorized by the Clearing Member to submit transactions to the Exchange (or the DME, as appropriate) pursuant to this rule, and must also register with the Exchange the applicable account numbers for each such customer. For each such account, the Clearing Member carrying that account also must submit to the Exchange in the manner provided the name of any Broker(s) who has registered with the Exchange for services provided by the Exchange, and who is authorized by the customer to act on its behalf in the submission of executed transactions to the Exchange and related activity.

For any such Brokers authorized by the customer and submitted to the Exchange by the Clearing Member, such submission by the Clearing Member will not constitute an endorsement or ratification of the customer's authorization of the Broker. Moreover, submission of Brokers authorized by the customer will not mean that the Clearing Member is in privity with, has a relationship with and/or is otherwise standing behind any of the customer's authorized Brokers, and the Clearing Member will have no responsibility for any such Brokers selected by the customer and no duty or obligation to supervise the activities of any such Brokers.

- (F) Establishment of Authorized Commodities and Total Risk Value. For each account number that has been registered with the Exchange pursuant to Section (E) of this rule, a NYMEX and DME Clearing Member also must input into the Exchange's Risk Allocation Value "E-RAV" system authorization indicating the specific commodities for which a Transaction may be submitted to the Exchange pursuant to this rule and the risk value(s) assigned by the Clearing Member for Transactions for that account. (G) Trade Deletion Procedures for Transactions Submitted via CME ClearPort-Clearing Trade Entry Portal. Following submission of the trade details by Broker (or by Exchange staff as mutually agreed by the Parties to the Transaction), an e-mail will be transmitted to the Parties to the Transaction notifying them that they have been listed as counterparties in a Transaction that has been submitted to the Exchange. Following such submission, a buyer or seller may not unilaterally reject the trade terms previously submitted to the Exchange. However, in order to correct an error resulting from the good faith actions of the Broker or Exchange staff, as applicable, and upon mutual consent of the Parties to the Transaction, Broker or Exchange staff, as applicable, may void the transaction provided, however, that this void response is received by the Exchange within sixty (60) minutes of the time of the initial submission of the Transaction to the Exchange.
- (H) Entry of Transactions. For a Transaction submitted to the Exchange pursuant to this rule, such transaction first will be routed to the Exchange's E-RAV-Ccredit Ccheck system. The time of entry of a Transaction into the Exchange's E-RAV-system will be recorded by the system and will be used by the Exchange as the time that an E-RAV-Ccredit Ccheck was conducted pursuant to Section (I) below.
 (I) Use of E-RAV-Credit Check System. The Exchange will conduct an E-RAV-Ccredit Ccheck for each Transaction. The E-RAV-Ccredit Ccheck will confirm whether the Clearing Member carrying that account has authorized that account for Transactions submitted pursuant to this rule in the commodity involved in the Transaction, and confirm whether the entry of the Transaction into clearing would fall within the risk value(s) established by the Clearing Member.

At all times until both sides (Buy and Sell) of the Transaction have successfully cleared the E-RAV Coredit Coheck, a Transaction submitted to the Exchange pursuant to this rule shall remain as an uncleared Transaction.

In the event that either side of the Transaction is rejected as a result of the ERAV Ccredit Ccheck test, the Parties to the Transaction and their respective Clearing Members would be informed accordingly. Thereafter, any determination as to further action with respect to the Transaction would be resolved by the Parties to the Transaction.

- (J) Trade Submission Deadlines. Transactions that are submitted, confirmed and accepted for clearing, as further provided by Section (K) of this rule, prior to 5:15 p.m. New York time on an Exchange business day will be included by the Exchange for clearing for that business day. The Exchange reserves the right to modify these business hours without notice at any time. The NYMEXCME ClearPort fFacilitation dDesk will generally be available to assist users 24 hours a day on all Exchange business days.
- (K) Clearance by Both Sides of the Transactions of Credit Check. Upon clearance by both sides of the Transaction of the E-RAV-Ccredit Ccheck, the transaction shall be deemed to have been accepted for clearing and will be routed automatically to the Exchange's clearing system.

Notwithstanding the above, a Clearing Member also shall be responsible for accepting and clearing a position for a Transaction entered into the Exchange's clearing system for clearing following any non-operation of the Exchange's E-RAV-Ccredit Ccheck functionality for the applicable account carried by the Clearing Member.

FOR CBOT RULEBOOK

808. CME CLEARPORT: PROCEDURES FOR TRADE SUBMISSION

- (A) Scope of Rule. This rule governs transactions not competitively executed on the Exchange ("Transactions") that are submitted via CME ClearPort for clearing in connection with a contract that is listed on the Exchange for clearing only or listed for trading and clearing on the Exchange. In submitting such Transactions to CME ClearPort or in allowing such Transactions to be submitted to CME ClearPort, the two parties to the Transaction shall be deemed to have mutually agreed to initiate a process to substitute their transaction for a standardized futures contract listed for trading and clearing on the Exchange. For purposes of this rule, the two principals in such Transactions shall be referenced as the "Parties to the Transaction."
- (B) Transactions: Compliance with Regulatory Exemptions and Exclusions. Each of the Parties to the Transaction shall be responsible for ensuring that the Transaction complies with CFTC regulatory requirements as applicable for such transaction, including as appropriate compliance with the terms of a statutory exemption or exclusion under the Commodity Exchange Act from other CFTC regulation relied upon by the Parties to the Transaction.
- (C) Submission of Transactions. The process of submission of a Transaction shall not be deemed to have been completed unless and until the Parties to the Transaction have successfully concluded the submission of the Transaction to the Exchange as an exchange of futures for physicals ("EFP"), an exchange of futures for risk ("EFR") or a Block Trade as applicable, pursuant to the respective provisions of Exchange rules 538 and 526 and the provisions of this rule.
- (D) Trade Submission Procedures. All Transactions submitted to the Clearing House pursuant to this rule must be submitted in accordance with the procedures established by the Clearing House for this purpose, as amended from time to time. The Parties to the Transaction and any Party authorized under Section (E) of this Rule with brokering capability ("Broker" or "Brokers") authorized to submit executed transactions on their behalf to the Clearing House and authorized for related activities shall be exclusively responsible, both individually and jointly, for accurately confirming the details of the Transaction to the Clearing House. Once submitted, all such transactions, subject to the rules for trade adjustments set forth in Section (G) of this Rule, shall be deemed final. Neither the Clearing House nor a Clearing Member carrying the account of either party will have any responsibility in the confirmation of trade terms for the Transactions.
- (E) Registration of Eligible Participants, Eligible Accounts and Authorized Brokers. Each Clearing Member must register with the Clearing House in the manner required for any customer authorized by the Clearing Member to submit transactions to the Clearing House pursuant to this rule, and must also register with the Clearing House the applicable account numbers for each such customer. For each such account, the Clearing Member carrying that account also must submit to the Clearing House in the manner provided the name of any Broker(s) who has registered with the Clearing House for services provided by the Clearing House, and who is authorized by the customer to act on its behalf in the submission of executed transactions to the Clearing House and related activity.
- For any such Brokers authorized by the customer and submitted to the Clearing House by the Clearing Member, such submission by the Clearing Member will not constitute an endorsement or ratification of the customer's authorization of the Broker. Moreover, submission of Brokers authorized by the customer will not mean that the Clearing Member is in privity with, has a relationship with and/or is otherwise standing behind any of the customer's authorized Brokers, and the Clearing Member will have no responsibility for any such Brokers selected by the customer and no duty or obligation to supervise the activities of any such Brokers.
- (F) Establishment of Authorized Commodities and Total Risk Value. For each account number that has been registered with the Clearing House pursuant to Section (E) of this rule, a Clearing Member also must input into the Exchange's Risk Allocation Value "E-RAV" system authorization indicating the specific commodities for which a Transaction may be submitted to the Clearing House pursuant to this rule and the risk value(s) assigned by the Clearing Member for Transactions for that account.
- (G) Trade Deletion Procedures for Transactions Submitted via CME ClearPort. Following submission of the trade details by Broker or Parties to the Transaction (or by Clearing House staff as mutually agreed by the Parties to the Transaction), an e-mail will be transmitted to the Parties to the Transaction notifying them that they have been listed as counterparties in a Transaction that has been submitted to the Clearing House. Following such submission, a buyer or seller may not unilaterally reject the trade terms previously submitted to the Clearing House. However, in order to correct an error resulting from the good

faith actions of the Broker or Clearing House staff, as applicable, and upon mutual consent of the Parties to the Transaction, Broker or Clearing House staff, as applicable, may void the transaction provided, however, that this void response is received by the Clearing House within sixty (60) minutes of the time of the initial submission of the Transaction to the Clearing House.

- (H) Entry of Transactions. For a Transaction submitted to the Clearing House pursuant to this rule, such transaction first will be routed to the Exchange's E-RAV-Coredit Coheck system. The time of entry of a Transaction into CME's E-RAV-system will be recorded by the system and will be used by the Clearing House as the time that an E-RAV-Coredit Coheck was conducted pursuant to Section (I) below.

 (I) Use of E-RAV-Credit Check System. The Clearing House will conduct an E-RAV-Coredit Coheck for each Transaction. The E-RAV-Coredit Coheck will confirm whether the Clearing Member carrying that account has authorized that account for Transactions submitted pursuant to this rule in the commodity involved in the Transaction, and confirm whether the entry of the Transaction into clearing would fall within the risk value(s) established by the Clearing Member. At all times until both sides (Buy and Sell) of the Transaction have successfully cleared the ERAV-Coredit Coheck, a Transaction submitted to the Clearing House pursuant to this rule shall remain as an uncleared Transaction. In the event that either side of the Transaction is rejected as a result of the ERAV-Coredit Coheck test, the Parties to the Transaction and their respective Clearing Members would be informed accordingly. Thereafter, any determination as to further action with respect to the Transaction would be resolved by the Parties to the Transaction.
- (J) Trade Submission Deadlines. Transactions that are submitted, confirmed and accepted for clearing, as further provided by Section (K) of this rule, prior to 4:15 p.m. Chicago time on a Clearing House business day will be included by the Clearing House for clearing for that business day. The Clearing House reserves the right to modify these business hours without notice at any time. The CME ClearPort Facilitation dDesk will generally be available to assist users 24 hours a day on all Clearing House business days.
- (K) Clearance by Both Sides of the Transactions of Credit Check. Upon clearance by both sides of the Transaction of the E-RAV Ccredit Ccheck, the transaction shall be deemed to have been accepted for clearing and will be routed automatically to the Clearing House's clearing system. Notwithstanding the above, a Clearing Member also shall be responsible for accepting and clearing a position for a Transaction entered into the Clearing House's clearing system for clearing following any non-operation of the E-RAV Ccredit Ccheck functionality for the applicable account carried by the Clearing Member.