



July 20, 2012

Mr. David A. Stawick  
Secretary of the Commission  
Office of the Secretariat  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, NW  
Washington, DC 20581

RE: Notice of Amendment to ELX Rule III-8 "Fees"

Dear Mr. Stawick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commodity Futures Trading Commission ("Commission") Regulation 40.6, ELX Futures, L.P. ("ELX") hereby notifies the Commission that it intends to amend ELX rule III-8 "Fees" to establish that the Exchange is responsible for determining fees, not its Board. The change effectively permits the Board to delegate authority to senior management of ELX. The change will be effective beginning with trade date Monday August 6, 2012. Rulebook changes are provided as Appendix A.

ELX has reviewed the designated contract market core principles as set forth in the Commodity Exchange Act and has determined that the change complies with relevant provisions.

ELX Futures has received no opposing views regarding the rule change described herein.

ELX hereby certifies to the CFTC, that the amendments to ELX Rule III-8 "Fees" comply with the Commodity Exchange Act, as amended, and the regulations promulgated thereunder and that a notice of the filing of this submission and a copy of this submission has been posted on ELX's website.

If you have any questions on this matter, please call me at (212) 610-3639.

Sincerely,

A handwritten signature in blue ink, appearing to read "Richard Jaycobs".

Richard Jaycobs  
Chief Executive Officer  
ELX Futures, L.P.

Underline indicates additions; ~~striketrough~~ indicates deletions.

**III-8. Fees**

The ~~Board~~ Exchange shall have the sole authority to set the times and amounts of any fees to be paid by Participants and Authorized Customers, which fees shall be paid to the Exchange when due.

If a Participant or Authorized Customer fails to pay when due any Exchange fees levied on such Participant or Authorized Customer, and such payment obligation remains unsatisfied for thirty days after its due date, the Exchange may suspend, revoke, limit, condition, restrict or qualify the Trading Privileges of such Participant as it deems necessary or appropriate.