

C.F.T.C. OFFICE OF THE SECRETARIAT 2009 JUL 30 PM 3 02

July 30, 2009

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

RE: Notification of CME SPCTRs Market Maker Program CME Submission No. 09-134

Dear Mr. Stawick:

Chicago Mercantile Exchange Inc. ("CME" or "Exchange") hereby notifies the Commodity Futures Trading Commission ("Commission") of a CME market maker program for S&P 500 Financial Index and the S&P 500 Technology/Communication Index to help establish liquidity in these products. During the last six years, both contracts have generated minimal volume. Currently, there is no open interest in either contract. On July 27, 2009 SPCTR futures were relaunched with a multiplier of \$250, twice the size of the current level. The market maker program also began on July 27.

CME certifies that this market maker program complies with the Commodity Exchange Act and the regulations thereunder. Specific information regarding the market maker program is attached.

If you require additional information regarding these programs, please contact Scot Warren at (312) 634-8715 or via e-mail at <u>Scot.Warren@cmegroup.com</u> or Brett Vietmeier at (312) 930-3394 or via e-mail at <u>Brett.Vietmeier@cmegroup.com</u> or me at (312) 648-5422. Please reference CME Submission No. 09-134 in any related correspondence.

Sincerely,

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

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S&P 500 Financial Index[®] and the S&P 500 Technology/Communication Index[®] Market Maker program

Program Description

PRODUCTS

• CME S&P 500 Financial Index and S&P 500 Technology/Communications Index Equity Products.

ELIGIBILITY

- Market makers must be a Chicago Mercantile Exchange Inc. member.
- Up to 5 market makers will be allowed in the Program.

MARKET MAKER OBLIGATIONS

- Obligation to provide Continuous Quotes. Market Maker agrees to make two-sided markets outrights and roll markets
- Obligation to make two sided markets from 8:30 a.m. 3:15 p.m. Chicago time in the leadmonth contract.
- Obligation to Identify Market Making Activity. Market Maker agrees that:
- All market making activity described herein shall be conducted through Market Making Account(s), a proprietary account of the Market Maker.

MONITORING AND TERMINATION OF STATUS

In its sole discretion, CME shall have the right, but not the obligation, to monitor Market Maker's trading and market making activity in the products to ensure compliance with the market-making obligations of the program. If CME concludes from its review that a program participant is not complying with the market-making obligations of the program, CME retains the right to revoke market making status.

OVERVIEW OF MARKET MAKER PROGRAM

Start Date is July 27, 2009

End Date is December 31, 2011

Incentives

• Waive Clearing and Globex fees for market makers until the end of 2011. Eligibility for revenue sharing – 10% of revenues via pro-rata basis among market makers.

Questions about the Program

• Please contact Brett Vietmeier, Director, Equity Products at (312) 930-3394.