

Christopher Bawen Managing Director and Chel Regulatory Counsel Legal Department

November 18, 2013

#### VIA E-MAIL

Ms. Melissa Jurgens
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

RE: REVISED – Extension of the CME OTC FX Fee Waiver Program

CME Submission No. 13-455R

Dear Ms. Jurgens:

Chicago Mercantile Exchange Inc. ("CME" or the "Clearing House") hereby notifies the Commodity Futures Trading Commission ("CFTC" or "Commission") of plans to extend the existing fee waiver program supporting certain cleared-only over-the-counter ("OTC") foreign exchange ("FX") products ("Program") through June 30, 2014. The Program was set to expire on December 31, 2013. The extension will become effective on January 2, 2014. All other program terms remain unchanged.

Please note that CME Submission No. 13-455R includes the addition of Exhibit 1 which sets forth the terms of this Program. Modifications to the Program appear below in Exhibit 1, with additions underscored and deletions overstruck.

CME reviewed the derivatives clearing organization core principles ("Core Principles") as set forth in the Commodity Exchange Act ("CEA"). During the review, CME staff concluded that the following Core Principle applies to this submission:

<u>Financial Resources</u>: The extension of the Program will have a non-material impact on the financial resources of the Clearing House. As such, it will not prevent the Clearing House from demonstrating that it has adequate financial, operational, and managerial resources to discharge its responsibilities as a Derivatives Clearing Organization.

Pursuant to Section 5c(c) of the CEA and CFTC Regulation 40.6(a), the Exchange hereby certifies that this Program complies with the CEA, including regulations thereunder. There were no substantive opposing views to this proposal.

CME certifies that this submission has been concurrently posted on CME's website at <a href="http://www.cmegroup.com/market-regulation/rule-filings.html">http://www.cmegroup.com/market-regulation/rule-filings.html</a>.

If you require any additional information regarding this submission, please contact Tim Elliott at 312-466-7478 or via e-mail at <a href="mailto:tim.elliott@cmegroup.com">tim.elliott@cmegroup.com</a>, or contact me at 212-299-2200. Please reference our CME Submission No. 13-455 in any related correspondence.

Sincerely.

/s/ Christopher K. Bowen
Managing Director and Chief Regulatory Counsel

Attachment: Exhibit 1

# **EXHIBIT 1**

# **CME OTC FX Fee Waiver Program**

#### **Program Purpose**

The purpose of this Program is to incentivize market participants to submit transaction in the OTC FX products listed below to the Clearing House for clearing. The resulting increase in volume benefits all participant segments in the market.

#### **Product Scope**

The following cleared only OTC FX products ("Products"):

- 1. CME Cleared OTC FX Emerging Markets
  - a. USDBRL, USDCLP, USDCNY, USDCOP, USDIDR, USDINR, USDKRW, USDMYR, USDPEN, USDPHP, USDRUB, USDTWD Non-Deliverable Forwards.
  - b. USDCZK, USDHUF, USDHKD, USDILS, USDMXN, USDPLN, USDSGD, USDTHB, USDTRY, USDZAR Cash-Settled Forwards.
- 2. CME Cleared OTC FX Majors
  - AUDJPY, AUDUSD, CADJPY, EURAUD, EURCHF, EURGBP, EURJPY, EURUSD, GBPUSD, NZDUSD, USDCAD, USDCHF, USDDKK, USDJPY, USDNOK, USDSEK Cash-Settled Forwards.

## **Eligible Participants**

The temporary reduction in fees will be open to all market participants and will automatically be applied to any transaction in the Products submitted to the Clearing House for clearing.

## **Program Term**

Start date is February 1, 2012. End date is December 31, 2013 June 30, 2014.

# Hours

The Program will be applicable regardless of the transaction time.

#### Program Incentives:

Fee Waivers. All market participants that submit transactions in the Products to the Clearing House will have their clearing fees waived.