

RULE SELF-CERTIFICATION

December 16, 2009

Office of the Secretary
Commodity Futures Trading Commission
Three Lafayette Center
1155 21st St., N.W.
Washington, D.C. 20581

C.F.T.C.
OFFICE OF THE SECRETARIAT
2009 DEC 17 AM 8 07

Re: International Derivatives Clearinghouse, LLC
Reference File: SR-IDCH-2009-03

Ladies and Gentlemen:

Pursuant to Sections 40.6 of the regulations promulgated by the Commodity Futures Trading Commission (the “CFTC Rules”) under the Commodity Exchange Act, as amended (the “Act”), International Derivatives Clearinghouse, LLC (“IDCH”), a derivatives clearing organization registered under the Act, hereby submits this self-certification to amend its Rule 101 to add the defined term “Clearinghouse Approved Depositories” and its Rule 509 to provide greater clarity to IDCH’s ownership and control over securities deposited by IDCH clearing members to satisfy their IDCH initial margin requirements and the custody accounts opened by IDCH to hold those securities.

The text of the proposed rule amendments (showing deletions and additions) is as follows:

Rule 101. Definitions.

...

“Clearinghouse Approved Depositories” has the meaning attributed to such term in Rule 509.

...

Rule 509. Non-Cash Performance Bond Deposits.

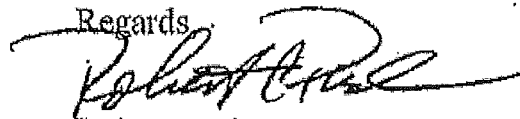
In lieu of maintaining Original Performance Bond in cash, as provided for in Rule 508, Clearing Members may deposit as Original Performance Bond, in each case subject to applicable haircuts determined by the Risk Committee: shares of mutual funds acceptable to the Clearinghouse, and United States Treasury and agency securities, all of which must be and remain ~~unencumbered~~ free of all other encumbrances of the Clearing Member. The Clearinghouse may include other forms of collateral upon the approval of the Risk Committee and subject to applicable haircuts determined by the Risk Committee. A Clearing Member shall transfer non-cash Original Performance Bond collateral to the Clearinghouse or to an approved depository (“Clearinghouse Approved Depositories”) for deposit in or credit to an account in the name of the Clearinghouse (a Customer account or proprietary account, as appropriate), and the Clearinghouse shall have and retain

with the Clearinghouse Approved Depositories exclusive ownership of its accounts and exclusive control over such Original Performance Bond collateral for the purposes set forth herein until such time as the Clearinghouse releases such Original Performance Bond collateral to the Clearing Member. Clearinghouse Approved Depositories shall act solely on behalf of and as the agent for the Clearinghouse and solely pursuant to its instructions, and shall owe no duties or obligations to, or be deemed to have given a securities entitlement within the meaning of the Uniform Commercial Code or any similar right to, any Clearing Member.

All Original Performance Bond collateral shall be retained by the Clearinghouse in whole or in part, as the Clearinghouse may deem necessary, until the trades for which such Original Performance Bond collateral has been deposited, have been offset, settled, or otherwise closed out as determined by the Clearinghouse. The Clearinghouse shall not have any obligation or responsibility to preserve, protect, collect or realize upon, and under no circumstances shall the Clearinghouse be liable for, any loss or diminution in value or depreciation in the Original Performance Bond collateral maintained pursuant to this rule. A Clearing Member who maintains Original Performance Bond collateral pursuant to this rule shall hold the Clearinghouse harmless from all liability, losses and damages which may result from or arise with respect to the care and sale of such Original Performance Bond collateral. Each Clearing Member shall reimburse the Clearinghouse for all fees, expenses, charges and costs assessed by a depository against the Clearinghouse with respect to all Original Performance Bond collateral maintained in the Clearinghouse account, and shall make deposits as may be required by the Clearinghouse by reason of any depreciation in the market value of such Original Performance Bond collateral. When a Clearing Member is in Default, all non-cash Performance BondsBond collateral may be converted to cash or otherwise transferred by the Clearinghouse for the Clearing Member's Proprietary Account or a Customer Account.

The intended date of implementation of these amendments is December 18, 2009. There were no opposing views among the IDCH's Board of Directors, Clearing Members or market participants. IDCH hereby certifies that this amendment to the IDCH Rules complies with the Act and the CFTC Rules.

Regards



Robert Push

Managing Director/Treasurer