



April 9, 2015

Sent by email to dmoletters@cftc.gov;
cc FBOTapplications@cftc.gov, dandresen@cftc.gov and abrodsky@cftc.gov
and by courier

Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street NW
Washington, D.C. 20581

Attention: Assistant Secretary of the Commission for FOIA Matters

Dear Sirs:

**Re: REQUEST FOR CONFIDENTIAL TREATMENT - ICE Futures Canada, Inc. Updated
FBOT Application**

Pursuant to 17 C.F.R. § 145.9 (d) (1) (ii), on behalf of ICE Futures Canada, Inc. and ICE Clear Canada, Inc. (collectively, the "Submitters") confidential treatment is requested under the *Freedom of Information Act*, 5 U.S.C. § 552, over certain portions of the Exhibits and certain attachments to Exhibits of the updated Foreign Board of Trade Application as set out in materials included on a CD (collectively the "FBOT Application"), provided under cover letter dated April 9, 2015 addressed to the Secretary of the Commission and Messrs. D. Andresen and A. Brodsky.

The Submitters request confidential treatment of the information and materials (collectively "the Confidential Information") set out below on the grounds that it is subject to the exemption provided by 5 U.S.C. § 552 (b) (4). Section 552 (b) (4) protects trade secrets and commercial or financial information obtained from a person when disclosure is likely to cause substantial competitive harm to the person. The Submitter submits that the Confidential Information includes commercial sensitive business information and highly sensitive competitive information and such information should be protected on a strictly confidential basis.

Accordingly, the Submitters request confidential treatment of the said Confidential Information, and further request that same be maintained in a non-public file and that access to it by third parties be denied except as specifically permitted by law.

ICE Futures Canada, Inc. - Confidential Portions of Exhibits

Exhibit A - General Information and Documentation

Page 2 - footnote

Page 6 - under "Anticipated Volume" - second sentence and last paragraph.



Exhibit D - The Automated Trading System

Page 3 under (2) System Architecture - 3rd sentence of 2nd paragraph.
Page 5 under (5) Any significant system failures or interruptions - 2nd and 3rd paragraphs.
Page 6 under (6) Technical Review - 2nd paragraph.
Page 10 under (13) Response Time - graph/chart.
Page 10 under (15) Market continuity provisions - 2nd sentence of 3rd paragraph.
Page 11 - 2nd paragraph, and last paragraph.
Page 12 - 1st and 2nd paragraphs.
Page 13 - under (3) Audit Trail - 2nd paragraph.
Page 15 - under Network Architecture - entire paragraph.
Page 15 - under Perimeter Defense - entire paragraph.
Page 15 - under (7) Emergency Provisions - 3rd paragraph.
Page 16 - 1st, 2nd, 3rd and 4th paragraphs.
Page 16 - under (8) Data Loss Prevention - 1st paragraph, except for the 1st sentence.
Page 17 - 1st paragraph.

Exhibit F - The Regulatory Regime

Page 10 - under (2) (ii) - last sentence of 4th paragraph.

Exhibit G - Rules and Enforcement

Page 9 - under 1. ICEcap - entire paragraph except for the 1st sentence.
Page 10 - entire page.
Page 11 - entire page, except for 1st sentence of 2nd paragraph; and 1st paragraph under 2. DINO.
Page 12 - entire page, except for 1st paragraph under 3. SMARTS®.
Page 13 - entire page.
Page 14 - 2nd and 3rd sentences of 1st paragraph
Page 14 - paragraph under "Staff investigations and investigation reports....recommendations."
Page 14 - 1st paragraph under "Sufficient compliance staff.....responsibilities."

ICE Futures Canada, Inc. - Confidential Attachments to Exhibits

Exhibit A – General Information and Documentation

Exhibit A-1

- A-1(9) ICE Corporate Structure Chart
- A-1(11) Charter of ICE Futures Canada, Inc. Corporate Governance Committee
- A-1(13) Services Agreement between Intercontinental Exchange Holdings, Inc. and ICE Futures Canada, Inc. (October 15, 2013 and amended January 1, 2014)



Exhibit B – Membership Criteria

- B(1) ICEFC Oversight of Financial Compliance by Participants Policy*
- B(2) MOU – IIROC/ICEFC/ICECC*

Exhibit C – Board And/Or Committee Membership

- C(1) Insider Trading Policy*
- C(2) Global Disclosure and Corporate Communications Policy*
- C(3) Global Code of Business Conduct*
- C(4) Corporate Information and Security Policy*
- C(5) Global Anti-Bribery Policy*
- C(6) Global Reporting and Anti-Fraud Policy*
- C(7) Global Anti-Money Laundering and Sanctions Policy*
- C(8) Board of Directors Governance Principles*

Exhibit D – The Automated Trading System

Exhibit D-1

- D-1(1) ICE Exchange Overview*
- D-1(2) ICE Connectivity Options*
- D-1(3) ICE Connectivity Models*
- D-1(7) ICE Exchange Architecture*
- D-1(8) ICE Network Diagrams*
- D-1(9) Clearing Admin Screenshot Overview*
- D-1(9b) Clearing Administration User Guide*
- D-1(10) Software Flow Diagrams*
- D-1(11) ICE Clearing Connections*
- D-1(12) ICEFC Business Continuity Plan*
- D-1(13) Record Retention Policy*
- D-1(14) ICE IP Address Restrictions Guide*

Exhibit D-2

- D-2(1) License Agreement (ICEFC and ICE Data LLP dated August 22, 2008)*
- D-2(2) Detailed Audit Report*
- D-2(2b) SSAE16 Report Bridge letter*
- D-2(3) ICE Backup Schedule*



Exhibit E – The Terms and Conditions of Contracts

Exhibit E-1

- E-1(1) Overview of the Delivery and Shipment System of ICE Futures Canada*
- E-1(2) Delivery and Shipment Process Flowchart*

Exhibit F- The Regulatory Regime

- F(2) SRC Annual Report to MSC*
- F(3) Regulatory Division Financial Report to MSC*
- F(5) Financial Statements of ICE Futures Canada, Inc. for the period ending February 28, 2015*
- F(6) Annual Audited Financial Statements of ICE Futures Canada, Inc. for the year ending December 31, 2014*

Exhibit G - Rules and Enforcement

Exhibit G-1

- G-1(1) Trade Surveillance Policy*
- G-1(2) Daily Trade Surveillance Checklist*
- G-1(3) Transfer Request Guideline*
- G-1(4) Market Surveillance Policy*
- G-1(5) Investigation & Inspection Policy*
- G-1(6) Action Report Sheet*
- G-1(7) File Closure Letter*
- G-1(8) Investigation memo for signature by a member of the SRC*
- G-1(9) Oath Interviews*
- G-1(10) Special Regulatory Committee Meeting Policy*
- G-1(11) Cross/Wash Tracking Sheet*
- G-1(12a) EFP Checklist*
- G-1(12b) EFS/EOO Checklist*
- G-1(13) Investigation memo*
- G-1(14) Volume Spike and Account Volume Alert*

Exhibit G-2

- G-2(2) Overview of Regulatory Systems*
- G-2(3) Telephone Recording Policy*

ICE Clear Canada, Inc. - Confidential Portions of Exhibits

Exhibit D - Settlement and Clearing

Page 6 - under "End of Day Processing" - 2nd paragraph

Page 7 - 1st and 2nd sentences of 4th paragraph



ICE Clear Canada, Inc. - Confidential Attachments to Exhibits

Exhibit A – General Information and Documentation

Exhibit A-1

- A-1(1) *ICE Futures Canada, Inc/ICE Clear Canada, Inc. Management Agreement (January 1, 2015)*
- A-1(6) *Corporate Structure Chart*
- A-1(8) *Board of Directors Governance Principles*
- A-1(9) *Corporate Governance Committee Charter*
- A-1(10) *ICE Futures Canada/ICE Clear Canada Clearing Services Agreement*

Exhibit A-3

- A-3 (2) *ICE/ICE Futures Canada/ICE Clear Canada Clearing Master Outsourcing Agreement*

Exhibit B – Membership Criteria

- B(2) *Oversight of Financial Compliance by Participants Policy*

Exhibit C – Board And/Or Committee Membership

- C(1) *Insider Trading Policy*
- C(2) *Global Disclosure and Corporate Communications Policy*
- C(3) *Global Code of Business Conduct*
- C(4) *Corporate Information Security Policy*
- C(5) *Global Anti-Bribery Policy*
- C(6) *Global Reporting and Anti-Fraud Policy*
- C(7) *Global Anti-Money Laundering and Sanctions Policy*

Exhibit D – Settlement and Clearing

Exhibit D-3

- D-3(2) *Compliance Policy*
- D-3(3) *Guaranty Fund Policy*
- D-3(4) *Intra-Day Margin Call Policy*
- D-3(5) *Liquidity Policy*
- D-3(6) *Margin and Guaranty Fund Deposits Policy*
- D-3(7) *Margin Policy*
- D-3(8) *Clearinghouse Operational Risk Meeting Policy*
- D-3(9) *Clearinghouse Financial Risk Meeting Policy*
- D-3(10) *Risk Management and Default Procedures*
- D-3(11) *ORF - Overview*
- D-3(12) *ORF - Performance Thresholds and Risk Tolerance*



- D-3(13) ORF - Matrix
- D-3(14) ORF - Operational Risk Tolerance Management Report (template)

Exhibit E- The Regulatory Regime

- E(2) Unaudited Financial Statements for ICE Clear Canada, Inc. for the period ending February 28, 2015

Exhibit F –Rules and Enforcement

Exhibit F-2

- F-2(2) Investigations and Inspections Policy

The name, address and phone number of the Submitters is as follows:

ICE Futures Canada, Inc./ICE Clear Canada, Inc.
850A Pembina Highway
Winnipeg, Manitoba
R3M 2M7 Canada
Attention: Linda Vincent, General Counsel
Telephone: (204) 925-5009
Fax: (204) 925-5014

This request is not to be construed as a waiver of any other protection from disclosure or confidential treatment accorded by law, and the Submitters will rely on and invoke any such confidentiality protection. The Submitters request that the CFTC advise the undersigned, pursuant to 17 C.F.R. 145.9 (e) (1), in advance of any disclosure of the Confidential Information pursuant to the FOIA, so that this request for confidential treatment may be substantiated.

If you should have any questions or require any further information please do not hesitate to contact the undersigned at brad.vannan@theice.com or 204-925-5005 or Linda Vincent, General Counsel, at linda.vincent@theice.com or 204-925-5009.

Sincerely,

A handwritten signature in black ink, appearing to read "E. Bradley Vannan", is written over a horizontal line.

E. Bradley Vannan
President & Chief Operating Officer
ICE Futures Canada, Inc./ICE Clear Canada, Inc.

cc: Secretary of the Commission
Mr. D. Andresen, Special Counsel
Mr. A. Brodsky, Attorney Advisor