



Atlanta Calgary Chicago Houston London New York Singapore

FOIA CONFIDENTIAL TREATMENT REQUEST

July 31, 2014

Via E-mail to: FOIAsubmissions@cftc.gov

Assistant Secretary of the Commission for
FOI, Privacy and Sunshine Acts Compliance
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581
201-418-5000

Re: FOIA Confidential Treatment Request in Connection with ICE Futures
Europe Foreign Board of Trade Application.

Dear Sir or Madam:

ICE Futures Europe (“Submitter”) hereby respectfully requests that the Commodity Futures Trading Commission (the “CFTC”) accord confidential treatment under 17 C.F.R. §145.9 to those portions of the exhibits to its application for registration as a foreign board of trade on Form FBOT (including the exhibits and supplements thereto), dated 30 September 2013, which are provided in redacted form hereto for illustrative purposes. This request is submitted pursuant to CFTC Rules 48.5 and 48.6, and specifically relates to:

Exhibits¹

Exhibit A-1 (7) and (8);

Exhibit C (16) and (17);

Exhibit D – Page 13 paragraph 2

Exhibit E-6;

Exhibit F (22) and (64); and

Exhibit G

¹ For the purpose of identifying paragraphs , the numbering does not include the requirements in bold.

Page 1 – paragraph 2, 3, 4, 5 and the last sentence of paragraph 7;
Page 7 – the second sentence;
Page 10 – paragraph 1;
Page 26 – the second paragraph and all bullet points;
Page 27 – the entire page;
Page 28 – paragraphs 3, 4, 5, 6 and 7;
Page 29 – paragraphs 1, 2, 3, 4, 5, 6 and 7;
Page 30 – paragraph 2, including bullet points;
Page 31 – paragraph 7 and all bullet points; and
Page 32 – from paragraph 4 onwards.

and all information derived therefrom (collectively, the “Confidential Information”).

This request for confidential treatment is made pursuant to 17 C.F.R. §145.9(d)(1) because Submitter believes that the Confidential Information is covered by one or more exemptions in the Freedom of Information Act (the “FOIA”) (5 U.S.C. §552(b)) and is therefore exempt from the CFTC’s public disclosure requirements pursuant to 17 C.F.R. §145.5. In particular, 5 U.S.C. §552(b)(4) and 17 C.F.R. §145.9(d)(1)(ii) exempts disclosure that would reveal the Submitter’s trade secrets or confidential commercial or financial information. Submitter believes that the Confidential Information contains confidential commercial and financial information as well as proprietary information regarding business procedures and systems that should be protected from public disclosure pursuant to this exemption. Confidential treatment is requested for a period of five years.

This request is not to be construed as a waiver of any other protection from disclosure or confidential treatment accorded by law, and Submitter will rely on and invoke any such confidentiality protection. Submitter requests 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 comments or require further information, please do not hesitate to contact the undersigned at +44 (0)20 7065 7738, or by email to: patrick.davis@theice.com .

Very truly yours,



Patrick Davis
Head of Legal and Company Secretary

ICE Futures Europe

cc: Mr. David Stawick, Office of the Secretariat