

**SUBMISSION COVER SHEET**

**IMPORTANT:** Check box if Confidential Treatment is requested

**Registered Entity Identifier Code (optional):** 23-017

**Organization:** Chicago Mercantile Exchange, Inc. ("CME")

**Filing as a:**  **DCM**  **SEF**  **DCO**  **SDR**

**Please note - only ONE choice allowed.**

**Filing Date (mm/dd/yy):** 01/19/23 **Filing Description:** Trading at Settlement ("TAS")

**Eligibility for Bitcoin Futures and Micro Bitcoin Futures Contract**

**SPECIFY FILING TYPE**

**Please note only ONE choice allowed per Submission.**

**Organization Rules and Rule Amendments**

- |                                     |                                     |            |
|-------------------------------------|-------------------------------------|------------|
| <input checked="" type="checkbox"/> | Certification                       | § 40.6(a)  |
| <input type="checkbox"/>            | Approval                            | § 40.5(a)  |
| <input type="checkbox"/>            | Notification                        | § 40.6(d)  |
| <input type="checkbox"/>            | Advance Notice of SIDCO Rule Change | § 40.10(a) |
| <input type="checkbox"/>            | SIDCO Emergency Rule Change         | § 40.10(h) |

**Rule Numbers:** See filing.

**New Product**

**Please note only ONE product per Submission.**

- |                          |                                       |            |
|--------------------------|---------------------------------------|------------|
| <input type="checkbox"/> | Certification                         | § 40.2(a)  |
| <input type="checkbox"/> | Certification Security Futures        | § 41.23(a) |
| <input type="checkbox"/> | Certification Swap Class              | § 40.2(d)  |
| <input type="checkbox"/> | Approval                              | § 40.3(a)  |
| <input type="checkbox"/> | Approval Security Futures             | § 41.23(b) |
| <input type="checkbox"/> | Novel Derivative Product Notification | § 40.12(a) |
| <input type="checkbox"/> | Swap Submission                       | § 39.5     |

**Product Terms and Conditions (product related Rules and Rule Amendments)**

- |                          |   |                      |
|--------------------------|---|----------------------|
| <input type="checkbox"/> | Certification   | § 40.6(a)            |
| <input type="checkbox"/> | Certification Made Available to Trade Determination     | § 40.6(a)            |
| <input type="checkbox"/> | Certification Security Futures                          | § 41.24(a)           |
| <input type="checkbox"/> | Delisting (No Open Interest)                            | § 40.6(a)            |
| <input type="checkbox"/> | Approval  | § 40.5(a)            |
| <input type="checkbox"/> | Approval Made Available to Trade Determination          | § 40.5(a)            |
| <input type="checkbox"/> | Approval Security Futures                               | § 41.24(c)           |
| <input type="checkbox"/> | Approval Amendments to enumerated agricultural products | § 40.4(a), § 40.5(a) |
| <input type="checkbox"/> | "Non-Material Agricultural Rule Change"                 | § 40.4(b)(5)         |
| <input type="checkbox"/> | Notification  | § 40.6(d)            |

**Official Name(s) of Product(s) Affected:**

**Rule Numbers:**

January 19, 2023

**VIA ELECTRONIC PORTAL**

Mr. Christopher J. Kirkpatrick  
Office of the Secretariat  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21st Street, N.W.  
Washington, DC 20581

**Re: CFTC Regulation 40.6(a) Certification. Trading at Settlement (“TAS”) Eligibility for Bitcoin Futures and Micro Bitcoin Futures Contract.  
CME Submission No. 23-017**

Dear Mr. Kirkpatrick:

Chicago Mercantile Exchange Inc. (“CME” or “Exchange”) is certifying to the Commodity Futures Trading Commission (“CFTC” or the “Commission”) amendments to the Trading at Settlement (“TAS”), Trading at Marker (“TAM”), Basis Trade at Index Close (“BTIC”), and Basis Trade at Cash Open (“TACO”) table located in CME Chapter 5 (“Trading Qualifications and Practices”) (the “Table”) to allow TAS eligibility for the Bitcoin Futures and Micro Bitcoin Futures contracts (the “Contracts”), effective Sunday, February 5, 2023, for trade date Monday, February 6, 2023 (collectively, the “Rule Amendments”). Specifically, the Contracts shall be TAS eligible on the CME Globex electronic trading platform (“CME Globex”) and as block TAS eligible on CME ClearPort in the front contract month as noted in the table below.

Contract Title	Rulebook Chapter	CME Globex and CME ClearPort Code	TAS Code	TAS Eligibility	TAS Block Trade Minimum Threshold
Bitcoin Futures	350	BTC	TBT	TAS eligible in front contract month	5 contracts
Micro Bitcoin Futures	348	MBT	TBM	TAS eligible in the front contract month	10 contracts

The TAS trading mechanism allows market participants to enter a trade at a spread to the yet-to-be-determined daily settlement price calculated at 3:00 p.m. Central Prevailing Time (CPT), for subsequent clearing into the existing products, enabling participants to execute at or near the settlement price.

TAS trading and clearing hours shall be:

CME Globex: Sunday - Friday 5:00 p.m. - 3:00 p.m. CPT

CME ClearPort: Sunday 5:00 p.m. - Friday 5:45 p.m. CPT with no reporting Monday - Thursday 5:45 p.m. - 6:00 p.m. CPT

TAS submission for the next day’s settlement price shall be available after 6:00 p.m. CPT.

The Exchange reviewed the designated contract market core principles (“Core Principles”) as set forth in the Commodity Exchange Act (“CEA” or “Act”) and identified that the Rule Amendments may have some bearing on the following core principles:

***Core Principle 2 – Compliance with Rules***

CME will issue a Special Executive Report (“SER”) which provides information on the Contracts’ TAS eligibility pursuant to CME Rule 524. The SER and Table are intended to provide regulatory guidance to ensure that market participants are in compliance with Rule 524.

***Core Principle 3 – Contracts Not Readily Subject to Manipulation***

A review of the Contracts’ activity indicates there is sufficient liquidity to support pricing at TAS. The Contracts will continue to not be subject to manipulation.

***Core Principle 7 – Availability of General Information***

In order to notify the marketplace, the Exchange will publish information regarding the Rule Amendments. The SER will also be posted on the CME Group website.

***Core Principle 8 – Daily Publication of Trading Information***

The Exchange will continue to publish the Contracts’ trading volumes, open interest levels, and price information daily on its website.

Pursuant to Section 5c(c) of the Act and CFTC Regulation 40.6(a), the Exchange hereby certifies that the Rule Amendments comply with the Act, including regulations under the Act. There were no substantive opposing views to this proposal.

The Exchange certifies that this submission has been concurrently posted on the Exchange’s website at <http://www.cmegroup.com/market-regulation/rule-filings.html>.

Should you have any questions concerning the above, please contact the undersigned at (212) 299-2200 or e-mail [CMEGSubmissionInquiry@cmegroup.com](mailto:CMEGSubmissionInquiry@cmegroup.com).

Sincerely,

/s/Christopher Bowen  
Managing Director and Chief Regulatory Counsel

Attachments: Exhibit A – Amendments to the Trading at Settlement (“TAS”), Trading at Marker (“TAM”), Basis Trade at Index Close (“BTIC”) and Basis Trade at Cash Open (“TACO”) Table  
Exhibit B – Exchange Fees

**EXHIBIT A**

**CME Rulebook  
Chapter 5**

**(“Trading Qualifications and Practices”)**

**Rule 524. Trading at Settlement (“TAS”), Trading at Marker (“TAM”), Basis Trade at Index Close (“BTIC”) and Basis Trade at Cash Open (“TACO”) Table**

(additions underscored)

**Trading at Settlement (TAS) Outright Availability**

	<b>JAN</b>	<b>FEB</b>	<b>MAR</b>	<b>APR</b>	<b>MAY</b>	<b>JUN</b>	<b>JUL</b>	<b>AUG</b>	<b>SEP</b>	<b>OCT</b>	<b>NOV</b>	<b>DEC</b>
<b><u>Bitcoin Futures (TBT)</u></b>	<i>Jan</i>	<i>Feb</i>	<i>Mar</i>	<i>Apr</i>	<i>May</i>	<i>Jun</i>	<i>Jul</i>	<i>Aug</i>	<i>Sep</i>	<i>Oct</i>	<i>Nov</i>	<i>Dec</i>
<b><u>Micro Bitcoin Futures (TBM)</u></b>	<i>Jan</i>	<i>Feb</i>	<i>Mar</i>	<i>Apr</i>	<i>May</i>	<i>Jun</i>	<i>Jul</i>	<i>Aug</i>	<i>Sep</i>	<i>Oct</i>	<i>Nov</i>	<i>Dec</i>

- **BOLD** indicates calendar months; *italic* indicates contract months
- TAS eligibility is added to the next non-TAS eligible contract month at 5:00 p.m. Central Time on the business day immediately preceding the Last Trade Date

**EXHIBIT B**

**Exchange Fees**

<b>Membership Type</b>	<b>Fee (TBT)</b>	<b>Fee (TBM)</b>
Individual Members Clearing Equity Member Firms Rule 106.J Equity Member Firms Rule 106.J Qualified Subsidiaries Rule 106.I Member Firms Rule 106.I Qualified Affiliates Rule 106.S Member Approved Funds	\$4.50	\$2.00
Rule 106.D Lessees Rule 106.F Employees	\$6.75	\$3.20
Rule 106.R Electronic Corporate Member (For other than CME Globex - Non-Member rates apply)	\$6.90	\$3.30
Rule 106.H and 106.N Firms Clearing Non-Equity Member Firms	\$7.13	\$3.55
International Incentive Program (IIP) Participants International Volume Incentive Program (IVIP) Participants	\$9.00	\$4.00
Central Bank Incentive Program (CBIP) Participants Latin American Fund Manager Incentive Program (FMIP) Participants	\$9.00	\$4.00
Non-Members (Including: CTA/Hedge Fund Incentive Program Participants & CBOE Members)	\$9.00	\$4.00

<b>Processing Fees</b>	<b>Fee</b>
Position Adjustment/Position Transfer	\$0.10
Give-Up Surcharge	\$0.05
Facilitation Fee	\$0.40