



55 East 52<sup>nd</sup> Street  
New York, NY 10055

Atlanta Calgary Chicago Houston London New York Singapore

**BY ELECTRONIC TRANSMISSION**

Submission No. 18-29  
January 25, 2018

Mr. Christopher J. Kirkpatrick  
Secretary of the Commission  
Office of the Secretariat  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, NW  
Washington, DC 20581

**Re: Rule 19.05 -Open Interest in Oil Contracts  
Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6(a)**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (the “Act”) and Commission Regulation 40.6(a), ICE Futures U.S., Inc. (“IFUS” or “Exchange”) hereby self-certifies new Rule 19.05, set forth in Exhibit A. The Rule, which becomes effective February 9, relates to the 246 new Oil Contracts being listed by the Exchange. The Rule sets forth the duty to report open interest in Oil Contracts, the methods for calculating open interest, duty to correct errors in reported data and a general prohibition on reopening positions that have been reported on a net basis, except through a subsequent trade. Open position data reported in accordance with the Rule will be used by the Exchange to publish the daily open interest in the Oil Contracts. The Rule mirrors existing Exchange Rule 18.05 which is applicable to power and gas futures and options that are covered by that chapter of the Exchange Rules.

The Exchange is not aware of any opposing views and certifies that Rule 19.05 complies with the requirements of the Act and the rules and regulations promulgated thereunder. Specifically, the Rule complies with Core Principle 8 (*Daily Publication of Trading Information*), as it requires the reporting of open position data by Clearing Members, which data will be used by the Exchange to publish the open interest in Oil Contracts each day. The Exchange further certifies that concurrent with this filing a copy of this submission was posted on the Exchange’s website, which may be accessed at (<https://www.theice.com/futures-us/regulation#Rule-Filings>).

).

If you have any questions or need further information, please contact me at 212-748-4021 or at [jason.fusco@theice.com](mailto:jason.fusco@theice.com).

Sincerely,

A handwritten signature in black ink, appearing to read "Jason V. Fusco". The signature is fluid and cursive, with a long horizontal stroke at the end.

Jason V. Fusco  
Assistant General Counsel  
Market Regulation

Enc.  
cc: Division of Market Oversight

## EXHIBIT A

### **Rule 19.05 Open Interest in Oil Contracts**

(a) Each Clearing Member shall report its open interest in Oil Contracts (separately by proprietary and Customer account) to the Clearing Organization by the close of business (or such other time as the Clearing Organization may specify) on each Exchange Business Day. On each Exchange Business Day, each Clearing Member shall report to the Clearing Organization by the time specified by the Exchange or the Clearing Organization, any adjustments to be made in the open interest reported on the previous Business Day. The open interest so reported and adjusted shall be used by the Exchange for the purpose of publishing the open interest in all outstanding Oil Contracts.

(b) If the account of any Customer carried by a Clearing Member (other than on an omnibus basis) has a long and short position in the same contract month or period, the Clearing Member must determine, in accordance with applicable law, whether such positions should be reported on a net basis or a gross basis. If the account of any Customer carried by a Clearing Member (other than on an omnibus basis) or if any proprietary account of a Clearing Member has a long and short position in the same contract month or period in Commodity Contracts which are identical except for the size of the unit of trading and which are identified by the Clearing Organization as fungible, the Clearing Member may cause the positions to be offset and report as open interest only the net position of such customer or proprietary account for the Commodity Contract in which a position remains.

(c) If a Clearing Member discovers an error in any report made pursuant to this Rule 19.05, such Clearing Member shall as soon as practicable submit to the Clearing Organization and the Exchange a correction and a written statement as to how the error occurred.

(d) Positions which have been reported on a net basis may not be re-opened other than by trading, unless authorized by the Exchange in writing.