

Via Portal Submission

February 11, 2019

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

Re: OneChicago, LLC Rule Submission Amendment to Rule 307 (Application of Rules and Jurisdiction) (OneChicago Submission Number 20-004)

Dear Mr. Kirkpatrick:

Pursuant to §5c(c)(1) of the Commodity Exchange Act, as amended (the "Act"), and §40.6(a) of the regulations promulgated by the Commodity Futures Trading Commission ("CFTC" or the "Commission") under the Act, OneChicago, LLC ("OneChicago" or the "Exchange") hereby is modifying Rule 307 (Application of Rules and Jurisdiction). This change will be effective on February 26, 2020.

The original language of Rule 307(b) was developed by the Joint Compliance Committee ("JCC") and was adopted by all the DCMs in 2012. OneChicago is now amending Rule 307 to incorporate additional language agreed upon by the JCC in December 2019 to further clarify the Exchange's jurisdiction over those who facilitate transactions on or subject to the Rules of the Exchange. OneChicago's amendment adds additional language to the JCC revision in order to reflect security futures' dual regulatory environment. Enclosed as Attachment A is the amended Rule and Attachment B is the Regulatory Release.

OneChicago is not aware of any substantive opposing views to this rule amendment. OneChicago certifies that the rule amendment complies with the Act, including the core principles, and the Commission's regulations promulgated thereunder. OneChicago further certifies that a copy of this submission has been posted on the OneChicago website.

OneChicago staff has reviewed the core principles applicable to DCMs, and has concluded that the rule change may have some bearing upon the following core principle(s):

*Core Principle 7*: Core Principle 7 requires DCMs to make available to market authorities, market participants, and the public accurate information concerning the rules and regulations for executing

transactions on the contract market and the terms and conditions of contracts on the contract market. The change supports Core Principle 7 in that the amendment clarifies the Exchange's jurisdiction.

If you have any questions or comments related to this filing, please feel free to contact me by telephone at (312) 883-3430 or through e-mail at tmccabe@onechicago.com.

Respectfully Submitted,

Thomas G. McCabe

Thomas G. McCabe Chief Regulatory Officer

Encl: Attachment A Attachment B

### Attachment A

(See Following Page)

Additions are underlined, deletions are struck through.

- 307. Application of Rules and Jurisdiction
  - (a) No Change

(b) Any Person initiating or executing a transaction on or subject to the Rules of the Exchange directly or through an intermediary, and any Person for whose benefit such a transaction has been initiated or executed, expressly consents to the jurisdiction of the Exchange and agrees to be bound by and comply with the Rules of the Exchange in relation to such transactions, including, but not limited to, rules requiring cooperation and participation in investigatory and disciplinary processes. Any futures commission merchant, broker-dealer, introducing broker, associated person, or foreign Person performing a similar role, that charges a commission or fee in connection with a transaction on or subject to the Rules of the Exchange also expressly consents to the Exchange's jurisdiction.

(c) - (d) No Change

### Attachment B

(See Following Page)

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11 FEBRUARY 2020

### AMENDING RULE 307 (APPLICATION OF RULES AND JURISDICTION)

Effective Date

February 26, 2020

OneChicago is updating Rule 307 (Application of Rules and Jurisdiction) to adopt a provision subjecting any intermediary that charges a commission or fee who may otherwise not be involved in a client's trade flow to the jurisdiction of the Exchanges. The same or similar provision will be adopted by all U.S. designated contract markets ("DCMs"), and results from an industry-wide effort to ensure that DCMs have full jurisdiction over such entities where a commission or fee is charged in connection with clients trading activities in the applicable DCM's markets. The provision is being adopted to ensure that DCMs have the ability to gather information from the intermediaries, including, but not limited to, information on the firm's clients and the firm's practices with respect to its clients.

The relevant portion of Rule 307 follows:

(b) Any Person initiating or executing a transaction on or subject to the Rules of the Exchange directly or through an intermediary, and any Person for whose benefit such a transaction has been initiated or executed, expressly consents to the jurisdiction of the Exchange and agrees to be bound by and comply with the Rules of the Exchange in relation to such transactions, including, but not limited to, rules requiring cooperation and participation in investigatory and disciplinary processes. Any futures commission merchant, broker-dealer, introducing broker, associated person, or foreign Person performing a similar role, that charges a

Any questions regarding this Regulatory Release can be directed to Market Surveillance by email at <u>marketsurveillance@onechicago.com</u> or by phone at 312.883.3409

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REGULATORY RELEASE RR 2020-03

11 FEBRUARY 2020

commission or fee in connection with a transaction on or subject to the Rules of the Exchange also expressly consents to the Exchange's jurisdiction.

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