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**BY ELECTRONIC TRANSMISSION**

Submission No. 21-21  
February 24, 2021

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: Amendments to the Bakkt™ Bitcoin (USD) Monthly Futures Contract Market  
Maker Program - Submission Pursuant to Section 5c(c)(1) of the Act and Regulation  
40.6**

Dear Mr. Kirkpatrick:

Pursuant to Commodity Futures Trading Commission (“CFTC”) Regulation 40.6(a), ICE Futures U.S., Inc. (“IFUS” or “Exchange”) hereby self-certifies the amendments to the Bakkt Bitcoin (USD) Monthly Futures Contract Market Maker Program (“Program”) set forth in Exhibit A.

The Exchange certifies that the Program continues to comply with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder. In particular, the Program complies with Core Principle 4 (Monitoring of Trading), Core Principle 9 (Execution of Transactions) and Core Principle 12 (Protection of Market Participants). The Program does not impact order execution priority or otherwise give participants any execution preference or advantage. In addition, the Exchange’s Market Regulation Department actively monitors for trading abuses using electronic exception reports and will take appropriate action against any participants engaging in market abuses.

The Exchange is not aware of any opposing views with regard to the Program, which will become effective on March 11, 2021, and further certifies that, concurrent with this filing, a redacted copy of this submission was posted on the Exchange’s website at (<https://www.theice.com/futures-us/regulation>).

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 written in a cursive style with a large, sweeping initial "J".

Jason V. Fusco  
Assistant General Counsel  
Market Regulation

Enc.

cc: Division of Market Oversight  
New York Regional Office

## **EXHIBIT A**

### **ICE FUTURES U.S. INC. BAKKT™ BITCOIN (USD) MONTHLY FUTURES CONTRACT MARKET MAKER PROGRAM**

#### **Program Purpose**

The purpose of the program is to support liquid markets in the covered contract.

#### **Product Scope**

Bakkt Bitcoin (USD) Monthly futures contract.

#### **Eligible Participants**

The program is open to proprietary trading participants who agree to make two-sided markets in the Bakkt Bitcoin (USD) Monthly futures contracts.

#### **Program Term**

The term of the Program shall end on [~~February 28~~] May 31, 2021, unless extended by the Exchange. The Exchange reserves the right to amend or end the program and/or to terminate any participant at any time prior to that date.

#### **Obligations**

[PARAGRAPH REDACTED]

#### **Program Incentives**

[PARAGRAPH REDACTED]

#### **Monitoring and Termination of Status**

The Exchange shall monitor trading activity and Participants' performance and shall retain the right to revoke Participants' status if it concludes from review that a Program Participant has failed to meet its obligations or no longer meets the eligibility requirements.