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New York, New York 10055

**BY ELECTRONIC TRANSMISSION**

Submission No. 16-28  
March 9, 2016

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: Weekly Notification of Rule Changes**  
**Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6 (d)**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6(d), ICE Futures U.S., Inc. (“IFUS” or “Exchange”) submits notification to the Commission that, during the preceding week, the Exchange deleted obsolete provisions in Disciplinary Rules 21.16 and 21.17. The amendments eliminate provisions relating to the effective date for penalties and the extension of time limits for appeals of disciplinary actions. The Exchange eliminated the process to appeal disciplinary actions in October of 2012 (see ICE Futures U.S. Submission No. 12-60). In addition, the Exchange eliminated deleted references to Disciplinary Rules 21.35 and 21.36 in Rule 21.16.

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", written in a cursive style.

Jason V. Fusco  
Assistant General Counsel  
Market Regulation

## EXHIBIT A

### Rule 21.16. Effective Date of Penalties

(a) If a Member enters into a settlement agreement with the Compliance staff, the terms of which have been approved by a subcommittee of the Business Conduct Committee or a Hearing Panel, any penalty included as a part of such settlement agreement shall become final and effective on the date that the subcommittee or Hearing Panel approves such settlement agreement.

(b) Any decision (including any penalty) by a Hearing Panel shall be the final decision of the Exchange and shall become effective fifteen (15) days, or such longer time as the Hearing Panel may specify, after a copy of the written decision of the Hearing Panel has been served on the Respondent and delivered to the Commission [~~unless such decision is appealed as provided in Rule 21.15~~]; provided, however, that, in any case where the Respondent has consented to the action taken and to the timing of its effectiveness, the Hearing Panel may cause the decision involving any disciplinary action (including any penalty) to become effective prior to the fifteen (15) day period.

~~[(c) If a Respondent appeals an order of expulsion in accordance with Rule 21.15, none of the penalties imposed by the Hearing Panel shall become effective until the decision of the Appeals Committee concerning the order of expulsion becomes final and effective. Any decision by an Appeals Committee and the other penalties imposed by the Hearing Panel shall be the final decision of the Exchange and shall become effective fifteen (15) days, or such longer time as the Appeals Committee may specify, after a copy of the written decision of the Appeals Committee has been served on the Respondent and delivered to the CFTC; provided, however, that, in any case (i) where the decision imposes a penalty pursuant to Rule 21.12(e), or (ii) where the Respondent has consented to the action taken and to the timing of its effectiveness, the Appeals Committee may cause the decision involving any disciplinary action (including any penalty) to become effective prior to the fifteen (15) day period.]~~

~~[(c)]~~ Any fine imposed by a Hearing Panel shall be due and payable on the effective date of the decision imposing such fine, or on such later date as the Hearing Panel or, in the case of an appeal of an order of expulsion, the Appeals Committee may specify.

~~[(d)]~~ If a Member fails to pay any fine imposed by the Hearing Panel on or before the date on which such fine becomes due and payable, such Member shall be suspended automatically without further action by the Exchange and shall remain suspended until such fine is paid in full [~~and the Member is reinstated as provided in Rule 21.35; provided,~~] however, that on written application received prior to such date, the Hearing Panel, in its sole discretion, may postpone the date when payment is due.

~~[(e)]~~ If a Member suspended pursuant to paragraph ~~[(d)]~~ of this Rule shall fail to pay any fine which was the basis for such suspension within thirty (30) days following the effective date of such suspension~~[-]~~

~~[(i)]~~ the Member shall be expelled automatically without further action by the Exchange~~[- and~~

~~[(ii)]~~ the Membership sold and the proceeds paid and applied as provided in Rule 21.36;]

provided, however, that on written application received prior to the expiration of such thirty (30) day period, the Hearing Panel, in its sole discretion, may extend such period.

### Rule 21.17. Extension of Time Limits

(a) Any time limit provided for in Rules 21.05, 21.06, 21.07, 21.08, 21.09, 21.10 and 21.12 may be extended by mutual consent of the parties, by the Chairman of the Business Conduct Committee, or, if a Hearing Panel has been appointed, by the Chairman of the Hearing Panel.

~~[(b) Any time limit provided for in Rule 21.15 may be extended by mutual consent of the parties, by the Chairman of the Hearing Panel which imposed the order of expulsion, or, if the Appeals Committee has been appointed, by the Chairman of the Appeals Committee.]~~