<i>MPORTANT</i> : Check box if Confidential Treatment is requested Registered Entity Identifier Code (optional): <u>19-159</u>	
Drganization: <u>Chicago Mercantile Exchange Inc. ("CME")</u>	
Filing as a: DCM SEF DCO Please note - only ONE choice allowed.	SDR
iling Date (mm/dd/yy): <u>April 12, 2019</u> Filing Description: <u>Implementation of the</u> leared OTC London Gold & Silver Forwards Incentive Program	
SPECIFY FILING TYPE	
Please note only ONE choice allowed per Submission.	
Organization Rules and Rule Amendments	
Certification	§ 40.6(a)
Approval	§ 40.5(a)
Notification	§ 40.6(d)
Advance Notice of SIDCO Rule Change	§ 40.10(a)
SIDCO Emergency Rule Change	§ 40.10(h)
Rule Numbers: <u>Not Applicable</u>	
New Product Please note only ONE	<b>E product per Submission</b>
Certification	§ 40.2(a)
Certification Security Futures	§ 41.23(a)
Certification Swap Class	§ 40.2(d)
Approval	§ 40.3(a)
Approval Security Futures	§ 41.23(b)
Novel Derivative Product Notification	§ 40.12(a)
Swap Submission	§ 39.5
Dfficial Product Name:	
Product Terms and Conditions (product related Rules and	Rule Amendments)
Certification	§ 40.6(a)
Certification Made Available to Trade Determination	§ 40.6(a)
Certification Security Futures	§ 41.24(a)
Delisting (No Open Interest)	§ 40.6(a)
Approval	§ 40.5(a)
Approval Made Available to Trade Determination	§ 40.5(a)
Approval Security Futures	§ 41.24(c)
Approval Amendments to enumerated agricultural products	§ 40.4(a), § 40.5(a)
"Non-Material Agricultural Rule Change"	§ 40.4(b)(5)
	§ 40.6(d)



April 12, 2019

#### VIA ELECTRONIC PORTAL

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

#### RE: Implementation of the Cleared OTC London Gold & Silver Forwards Incentive Program CME Submission No. 19-159

Dear Mr. Kirkpatrick:

Chicago Mercantile Exchange Inc. ("CME") hereby notifies the Commodity Futures Trading Commission ("CFTC" or "Commission") of plans to implement the Cleared OTC London Gold & Silver Forwards Incentive Program ("Program"). The proposed Program will become effective on May 1, 2019.

Exhibit 1 sets forth the terms of the Program.

CME reviewed the derivatives clearing organization ("DCO") core principles ("Core Principles") as set forth in the Commodity Exchange Act ("CEA" or "Act"). During the review, CME staff identified the following Core Principles as potentially being impacted: Financial Resources, Participant and Product Eligibility, Rule Enforcement, and Recordkeeping.

The incentives in the Program have a non-material impact on the financial resources of CME. As such, the Program will not prevent CME from demonstrating that it has adequate financial, operational, and managerial resources to discharge its responsibilities as a DCO. Further, the incentives provided under the Program will not impact CME's ability to perform its monitoring or enforcement obligations under the CEA. Participants in the Program are selected by CME staff using criteria as further stated in Exhibit 1. Chapter 4 of the CME rules includes prohibitions against fraudulent, non-competitive, unfair or abusive practices. The Program will be subject to these rules. All participants must expressly agree to comply with and be subject to, applicable regulations and CME rules. The Program is subject to CME's record retention policies which comply with the CEA.

CME certifies that the Program complies with the CEA and the regulations thereunder. There were no substantive opposing views to this Program.

CME certifies that this submission has been concurrently posted on CME's website at <u>http://www.cmegroup.com/market-regulation/rule-filings.html</u>.

If you require any additional information regarding this submission, please e-mail <u>CMEGSubmissionInquiry@cmegroup.com</u> or contact Rachel Johnson at 312-466-4393 or via e-mail at <u>Rachel.Johnson@cmegroup.com</u>. Please reference our CME Submission No. 19-159 in any related correspondence.

Sincerely,

/s/ Christopher Bowen Managing Director and Chief Regulatory Counsel

Enclosure: Exhibit 1

300 Vesey Street New York, NY 10282 T 212 299 2200 F 212 299 2299 christopher.bowen@cmegroup.com cmegroup.com

# **EXHIBIT 1**

## **Cleared OTC London Gold & Silver Forwards Incentive Program**

### Program Purpose

The purpose of this Program is to enhance and incentivize participants to support the development of over-the-counter ("OTC") London Gold and Silver Forwards. The resulting liquidity benefits all participant segments of the market.

## Product Scope

Cleared OTC London Gold Forwards (Cash Margin) ("GBC") and Cleared OTC London Silver Forwards (Cash Margin) ("LSF") (collectively, the "Products").

#### Eligible Participants

There is no limit to the number of participants that may participate in the Program. Participants must be COMEX 106.J members.

#### Program Term

Start date is May 1, 2019. End date is December 31, 2020.

#### Incentives

Upon meeting all Program requirements, participants will be eligible to receive predetermined incentives.

#### Monitoring and Termination of Status

CME shall monitor activity and Program participants' performance and shall retain the right to revoke Program participant status if it concludes from review that a Program participant no longer meets the requirements of the Program.