

July 28, 2016

BY ELECTRONIC SUBMISSION

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

Re: New TPH Fee Incentive Program (Eris Exchange, LLC Submission #2016-08)

Dear Mr. Kirkpatrick:

Eris Exchange, LLC (“Eris Exchange” or the “Exchange”) hereby submits for self-certification to the Commodity Futures Trading Commission (the “Commission”), under Commission regulation 40.6(a), its New TPH Fee Incentive Program (“Program”) effective as of August 11, 2016.

Explanation and Analysis

Exhibit A sets forth the terms of the Program.

Description of Rule Changes

Exchange Rule 517 permits the Exchange to establish fee incentive programs. No rule changes are required at this time.

Core Principle Compliance

The Exchange’s staff has identified that the following designated contract market core principles (“Core Principles”) may be potentially impacted: Prevention of Market Disruption, Execution of Transactions, Protection of Market Participants, and Compliance with Rules, and Recordkeeping.

The Program’s incentive structure does not incentivize manipulative trading or market abuse and does not impact the Exchanges’ ability to perform its trade practice and market surveillance obligations under the Act. The Program’s incentives also do not impact order execution. The Exchanges’ market regulation staff will monitor trading under the Program to identify and prevent manipulative trading and market abuse.

The Program is subject to trading rules found in the Exchange’s Rulebook, at Chapter 4, that prohibit fraudulent, non-competitive, unfair or abusive practices. Trading activity that does not comply with the Exchange’s Rulebook will be disqualified in the Chief Regulatory Officer’s sole discretion.

Furthermore, the Program will be subject to the Exchanges’ record retention policies which comply with the Commodity Exchange Act.

Public Information

A notice and copy of this submission is posted on the Eris Exchange website at <http://www.erisfutures.com/cftc-submissions>.

Opposing Views

This submission was provided to the Regulatory Oversight Committee, the Exchange Practices Committee, and the Exchange Participant Committee. There were no opposing views to this Program.

Certification

Eris Exchange, LLC hereby certifies to the Commodity Futures Trading Commission, pursuant to the procedures set forth in Commission regulation §40.6, that this submission complies with the Commodity Exchange Act, as amended, and the regulations promulgated thereunder.

If you have any questions please feel free to contact me at laurian.cristea@erisfutures.com or 646.961.4487.

Sincerely yours,



Laurian Cristea
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Head of Legal and Regulatory Affairs
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EXHIBIT A

New TPH Fee Incentive Program

Program Purpose

The purpose of this Program is to incentivize known traders who have not yet traded on Eris Exchange (“New Traders”) to trade Eris Exchange products and provide liquidity on Eris Exchange through increased volume. Increased participation and liquidity in contracts traded on Eris Exchange benefits all participants in the market.

Product Scope

All Eris Standard Swap Futures Contracts available for trading on Eris Exchange (“Contracts”).

Eligible Participants

There is no limit to the number of qualified Participants accepted into the Program. To qualify, Participants are required to have the operational capabilities and readiness to conduct transactions on Eris SwapBook™ and Eris BlockBox®, have previous experience trading futures products, execute necessary onboarding agreements with Eris Exchange, and be a TPH in good standing on the CBOE Futures Exchange. Participant eligibility shall be determined in the sole discretion of the Exchange.

Program Term

The Program start date will be August 11, 2016, and the Program end date will be August 31, 2017.

Hours

The incentives will apply to all trades made in the Contracts regardless of the execution time.

Program Incentives

Participants who achieve certain volume thresholds each month will receive discounted exchange and clearing fees for that month based on a sliding scale for the term of the program. These incentives cannot be combined with any other program.

[Redacted. Confidential Treatment Requested]

Monitoring and Termination of Status

The Exchange will monitor trading activity and eligible participants’ performance and retains the right to revoke program eligibility and/or disqualify certain trades or trading activity not permitted under the Exchange Rulebook, in the Chief Regulatory Officer’s sole discretion.

