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55 East 52nd Street
New York, NY 10055

BY ELECTRONIC TRANSMISSION

Submission No. 21-60
August 26, 2021

Mr. Christopher J. Kirkpatrick
Secretary of the Commission
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

**Re: New Resolution No. 1 to Chapter 6 (Non-Energy Position Limits and Accountability Levels) and Amendments to ICE Futures U.S. Rule 6.25
Submission Pursuant to Section 5c(C)(1) of the Act and Regulation 40.6(a)**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (the “Act”) and Commodity Futures Trading Commission (“Commission”) Regulation 40.6(a), ICE Futures U.S., Inc. (“IFUS” or “Exchange”) hereby self-certifies new Resolution No. 1 to Chapter 6 and the amendments to Exchange Rule 6.25, set forth in Exhibits A and B. The new Resolution and amendments move the individual position limit and accountability levels for IFUS Index contracts from the text of Rule 6.25 to a table contained in Resolution No. 1 to Chapter 6. In addition, new Resolution No. 1 also contains the position limit and accountability levels for all other non-energy contracts listed by the Exchange. Position limit and accountability levels for those products will also remain in the relevant rule provisions for each of those products in Chapter 6. No substantive changes result from the amendment to Rule 6.25 or the adoption of new Resolution No. 1.

Certifications

The Exchange certifies that new Resolution No. 1 and the amendments to Rule 6.25 comply with the requirements of the Act and the rules and regulations promulgated thereunder. Specifically, the amendments comply with core principle 7 (Availability of General Information). New Resolution No. 1 to Chapter 6, which does not contain any substantive changes, will be posted in the Exchange’s Rules and available on the Exchange’s website. The Exchange is not aware of any opposing views with regard to the amendments to Rule 6.25 and further certifies that, concurrent with this filing, a copy of this submission was posted on the Exchange’s website at <https://www.theice.com/futures-us/regulation#rule-filings>

If you have any questions or need further information, please contact me at 212-748-4021 or at 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 initial "J" and a long horizontal stroke at the end.

Jason V. Fusco
Assistant General Counsel
Market Regulation

Enc.

EXHIBIT A

Rule 6.25. Position Limits for Index Contracts

(a) Position limit and position accountability levels for Index Contracts are specified in the Table contained in Resolution 1 contained in this Chapter (the “Position Limit Table”). A Person holding or controlling Exchange Futures Contracts and Futures Equivalent Contracts, net long or net short (calculated as specified in the Position Limit Table), in an amount equal to or greater than the accountability levels specified in such Table, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person’s related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require. Nothing in this Rule shall limit the authority of the Exchange to take action under Rules 6.11, 6.12 and 6.13 or to request and collect information regarding such Person’s related cash and Exchange Futures and Options positions.

(b) ~~[Credit Index Contracts~~

~~(i) Subject to the exceptions contained in this Chapter, the maximum number of Exchange Futures Contracts, net long or net short, which any one (1) Person may hold or control in any Credit Index Futures Contract identified in Chapter 28 of the Rules shall be as follows:~~

~~Eris CDX IG Credit Futures: fifty thousand (50,000) in all months combined or in any one month~~

~~Eris CDX HY Credit Futures: ten thousand (10,000) in all months combined or in any one month~~

(c) ~~MSCI Index Contracts.~~

~~(i) MSCI EAFE Index Contracts~~

~~MSCI EAFE NTR Index Contracts~~

~~MSCI EAFE ESG Leaders NTR Index Contracts~~

~~Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 200,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 50,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person’s related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require. For the purposes of determining a Person’s position under this rule, the Exchange will combine all long or short positions in MSCI EAFE Index Futures, MSCI EAFE NTR Index Futures and MSCI EAFE ESG Leaders NTR Index Futures.~~

~~(ii) MSCI ACWI NTR Index Contracts~~

~~Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 100,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 50,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require.~~

- ~~(iii) MSCI Emerging Markets Index Contracts~~
- ~~MSCI Emerging Markets NTR Index Contracts~~
- ~~MSCI EM ESG Leaders NTR Index Contracts~~

~~Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 200,000 Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 50,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require. For the purpose of determining a Person's position under this rule, the Exchange will combine all long or short positions in MSCI Emerging Markets Index Futures, MSCI Emerging Markets NTR Index Futures and MSCI EM ESG Leaders NTR Index Futures.~~

- ~~(iv) MSCI Europe Index Contracts~~
- ~~MSCI Europe NTR Index Contracts~~
- ~~MSCI Europe ESG Leaders NTR Index Contracts~~
- ~~MSCI Europe Climate Change NTR Index Contracts~~

~~Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 200,000 Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 50,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require. For the purpose of determining a Person's position under this rule, the Exchange will combine all long and short positions in MSCI Europe Index Futures and Options, MSCI Europe NTR Index Futures and Options, MSCI Europe ESG Leaders NTR Index Futures and Options and MSCI Europe Climate Change NTR Index Futures and Options.~~

- ~~(v) MSCI USA Index Contracts~~
- ~~MSCI USA Value Index Contracts~~

~~MSCI USA Growth Index Contracts
MSCI USA GTR Index Contracts
MSCI USA ESG Leaders GTR Index Contracts
MSCI USA Climate Change NTR Index Future
MSCI USA Climate Change NTR Index Future
MSCI USA Minimum Volatility GTR Index Futures~~

~~————— Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 100,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 20,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require. For the purpose of determining a person's position under this rule, the Exchange will combine all long or short positions in MSCI USA Index Futures and Options, MSCI USA Value Index Futures and Options, MSCI USA Growth Index Futures and Options, MSCI USA GTR Index Futures and Options, MSCI USA ESG Leaders GTR Index Futures and Options, MSCI USA Climate Change NTR Index Futures and Options and MSCI USA Minimum Volatility GTR Index Futures and Options.
MSCI Emerging Markets Asia NTR Index Contracts~~

~~————— Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 100,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in all months combined. Additionally, a person holding or controlling 20,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require.~~

~~(vi) MSCI ACWI Ex US NTR Index Contracts~~

~~Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 50,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month or all months combined.~~

~~(vii) MSCI Europe Value Index Contracts
———— MSCI Europe Growth Index Contracts
———— MSCI Euro Index Contracts
———— MSCI Pan Euro Index Contracts~~

~~Separately for each contract listed above and subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 20,000 Exchange Futures Contracts and Futures Equivalent contracts net long or net short in any single contract month or all months combined.~~

~~(viii) MSCI Emerging Markets Latin America Index Contracts~~

~~Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 10,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month or all months combined.~~

~~(x) — MSCI USA Small Cap Index Contracts~~

~~———— MSCI Emerging Markets NTR Index Contracts (EUR)~~

~~———— MSCI China Technology DR and P-chip NTR Index Contracts~~

~~———— MSCI KOKUSAI GTR Index Contracts~~

~~———— MSCI Emerging Markets ex China NTR Index Futures Contracts~~

~~———— Separately for each contract listed above and subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 100,000 Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 20,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require.~~

~~(xi) — MSCI Emerging Markets EMEA NTR Index Contracts~~

~~———— MSCI India NTR Index Contracts~~

~~———— MSCI EM LatAm NTR Index Contracts~~

~~———— MSCI China Free NTR (\$50) Index Contracts~~

~~———— MSCI North America NTR Index Contracts~~

~~———— MSCI Pacific NTR Index Contracts —~~

~~———— MSCI AC Asia ex Japan NTR Index Contracts~~

~~———— MSCI Pacific ex Japan NTR Index Contracts~~

~~———— MSCI Japan ESG Select Leaders GTR Index~~

~~———— MSCI Japan NTR Index~~

~~———— MSCI Australia NTR Index~~

~~———— Separately for each contract listed above and subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 50,000 Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 10,000 Exchange Futures Contracts and Futures~~

~~Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require.~~

~~(xii) MSCI Canada Index Contracts~~

~~_____ MSCI Canada GTR Index Contracts~~

~~Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 100,000 Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 20,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require. For the purpose of determining a Person's position under this rule, the Exchange will combine all long and short positions in MSCI Canada Index Futures and options and MSCI Canada GTR Index Futures and options.~~

~~(xiii) MSCI World Index Contracts~~

~~_____ MSCI World NTR Index Contracts~~

~~_____ MSCI World ESG Leaders NTR Index Contracts~~

~~_____ MSCI World Low Carbon Leaders NTR Index Contracts~~

~~_____ MSCI World Low Carbon Target NTR Index Contracts _____~~

~~_____ MSCI World Climate NTR Index Contracts~~

~~Subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 100,000 Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 20,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require. For the purpose of determining a Person's position under this rule, the Exchange will combine all long and short positions in MSCI World Index Futures and Options, MSCI World NTR Index Futures and Options, MSCI World ESG Leaders NTR Index Futures and Options, MSCI World Low Carbon Leaders NTR Index Futures and Options, MSCI World Low Carbon Target NTR Index Futures and Options and MSCI World Climate Change NTR Index Futures and Options.~~

~~(xiv) MSCI Hong Kong NTR Index Contracts~~

~~_____ MSCI Malaysia NTR Index Contracts~~

~~_____ MSCI Singapore NTR Index Contracts~~

~~_____ MSCI Thailand NTR Index Contracts~~

~~Separately for each contract listed above and subject to the provisions of this chapter of the Rules, no Person shall own or control positions in excess of 20,000 Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 10,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require.~~

~~(e) MICRO NYSE FANG+ Index Futures~~

~~(i) Subject to the exceptions contained in this Chapter, no Person shall own or control positions in excess of 100,000 Futures Contracts and Futures Equivalent Contracts net long or net short in all contract months combined. Additionally, a person holding or controlling 20,000 Exchange Futures Contracts and Futures Equivalent Contracts net long or net short in any single contract month, including the spot month, (i) automatically consents not to increase further and automatically consents to decrease those positions when so ordered by the Exchange acting in its own discretion and (ii) shall provide, in a timely manner, information on the nature of that Person's related cash position, Exchange Futures and Options position, trading strategy and/or hedging strategy and such other relevant information as the Exchange may require.]~~