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BY ELECTRONIC TRANSMISSION

Submission No. 19-281

September 9, 2019

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: Amendment to Rule 4.37- 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, and Commodity Futures Trading Commission (“Commission”) Regulation 40.6(a), ICE Futures U.S., Inc. (“IFUS” or “Exchange”) self certifies amendments to Exchange Rule 4.37 as set forth in Exhibit A.


The Exchange is amending Rule 4.37 to alter the time by which a Clearing Member may effect a transfer of sugar contracts that remain open in error following the close of trading on the last trading day of a contract, to 9:00 a.m. from 10:00 am on the business day following the last trading day. This change has been made to align the Exchange Rules with the Clearing Organization’s timeline for matching up delivering and receiving Clearing Members. A reference to Canola that was inadvertently omitted from the first sentence of paragraph (e) of the Rule has also been added.

The Exchange is not aware of any opposing views with regard to the amendments, which will become effective on September 24, 2019, and certifies that they comply with the requirements of the Commodity Exchange Act, as amended and the CFTC Regulations promulgated thereunder. Specifically the amendments comply with the requirement of Core Principle 7 that contract markets make available to the public the terms and conditions of their contracts and provide accurate information concerning the rules, regulations and mechanisms

for executing transactions. The Exchange further certifies that concurrent with this filing a copy of this submission was posted on the Exchange's website, and may be accessed 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, sweeping initial "J".

Jason V. Fusco
Assistant General Counsel
Market Regulation

Enc.

EXHIBIT A

Rule 4.37. Transfer Transactions Not Required to Be Made Competitively

(a) The following transfer Transactions need not be made competitively:

* * *

(e) After the close of trading on the Last Trading Day of any delivery month or Contract Date in any Bitcoin, Canola, Cocoa, Coffee “C”, Cotton No. 2, Financial, FCOJ, Sugar No. 11, Sugar No. 16, Gold Daily Contract, Silver Daily Contract and Precious Metal Contracts (but not later than 10:30 a.m. of the Last Trading Day for the Gold Daily Contract and the Silver Daily Contract; and not later than 5:00 p.m. of the Last Trading Day for the Financial Contracts, Precious Metals Contracts, Cocoa, Coffee “C”, Cotton No. 2, Canola and FCOJ; and not later than 10:00 a.m. for any Bitcoin Contract on the following Business Day; and not later than 9:00 a.m. for any Sugar No. 11 and Sugar No. 16 on the following Business Day; a Clearing Member carrying one (1) or more open contracts for that delivery month for its own account or the account of any other Person as the result of an error may transfer any or all of such contracts to any other account carried by such Clearing Member or to any other Clearing Member (together with any delivery documents evidencing an intention to deliver or receive with respect to such contracts); provided that:

(i) for any delivery month in Cocoa, Coffee “C” and Sugar No. 16, no Clearing Member may so transfer for its own account and/or the account of any other Person, in the aggregate, more than ten (10) contracts in such delivery month;

(ii) for any contract date in Gold Daily, Silver Daily and Bitcoin Daily Contracts, and any delivery month in Bitcoin, Cotton No. 2, Canola, a Financial Contract, Precious Metals, and FCOJ, no Clearing Member may so transfer for its own account or the account of any other Person, in the aggregate, more than twenty (20) contracts in such contract date or delivery month;

(iii) for any delivery month in Sugar No. 11, no Clearing Member may so transfer for its own account and/or the account of another Person, in the aggregate, more than eighty (80) contracts in such delivery month; and

[Remainder of Rule Unchanged]