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**BY ELECTRONIC TRANSMISSION**

Submission No. 19-371  
November 12, 2019

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: Amendments to the ICE Futures U.S., Inc. Trade at Settlement FAQ  
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 the amendments to the Exchange’s guidance on trade-at-settlement (“TAS”) transactions, set forth in Exhibit A. Such guidance is provided in the Trade at Settlement - Frequently asked Questions (“FAQ”) document posted on the IFUS website. TAS is a capability that allows a trader to enter an order to buy or sell an eligible futures contract during the course of the trading day at a price equal to the settlement price for that contract, or at a price up to five ticks (minimum price fluctuations) above or below the settlement price. The amendments clarify the last day that TAS is available for an expiring Bakkt™ Bitcoin (USD) Monthly futures contract. An additional non-substantive amendment deletes the word “month” from the sentence describing the last day certain TAS trades are available. This change is intended to clarify that the last day TAS trades are available is the day prior to the last trading day for the futures contract, not the last trading day for the month.

The Exchange is not aware of any opposing views to the amendments, which will become effective on November 28, 2019. The Exchange certifies that the amendments comply with the requirements of the Act and the rules and regulations promulgated thereunder. Specifically, the amendments comply with core principles 2 (Compliance with Rules) 7 (Availability of Information) and 9 (Execution of Transactions). TAS trades are subject to competitive and open execution as required by core principle 9; and the amendments to the FAQ set forth the last day that TAS is available for an expiring Bakkt Bitcoin (USD) Monthly futures in furtherance of core principles 2 and 7. The Exchange further certifies that concurrent with this filing a copy of this

submission was posted on the Exchange's website, which 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](mailto:jason.fusco@theice.com).

Sincerely,

A handwritten signature in black ink, appearing to read "Jason V. Fusco". The signature is fluid and cursive, with a long horizontal stroke at the end.

Jason V. Fusco  
Assistant General Counsel  
Market Regulation

Enc.

## EXHIBIT A

[Additions are underlined and deletions have been struck through]

# **TRADE AT SETTLEMENT (TAS)**

*Frequently Asked Questions*

*November 2019 [~~September 2019~~]*

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## **WHAT CONTRACT MONTHS ARE ELIGIBLE FOR TAS TRADING?**

For each TAS-eligible contract there is a pre-set number of contract months that are eligible for TAS trading on any day. Those numbers are:

- for Cocoa, Coffee “C”, Frozen Concentrated Orange Juice and U.S. Dollar Index futures, the first three listed contract months;
- for Cotton No. 2 futures, the first five contract months;
- for Sugar No. 11 and NYSE FANG+ futures, the first four contract months.
- for 100 oz. and Mini Gold futures, the first three contract months in the February, April, June, August, October and December contracts only;
- for 5000 oz. and Mini Silver futures, the first three contract months in the January, March, May, July, September and December contracts;
- for Bakkt™ Bitcoin (USD) Monthly futures, the first contract month;
- for currency pair, MSCI EAFE Index and MSCI Emerging Markets Index futures, the front two listed contract months and
- for Henry Hub futures, the first[twelve listed contract months.

Note that for the agricultural contracts and metals contracts shown above, once a futures contract month has gone into its Notice Period the contract is no longer eligible to be traded via TAS (outright or as a spread). For the currency, energy, and MSCI stock index contracts shown above, the front contract month remains eligible to be traded via TAS (outright and spread) through and including its last trading day. For the NYSE FANG+ stock index contracts and the Bakkt Bitcoin (USD) Monthly futures contract, the front contract month remains eligible to be traded via TAS (outright and spread) through and including the business day prior to the last trading day of the futures contract [~~month~~].

[REMAINDER OF FAQ UNCHANGED]