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# **BY ELECTRONIC TRANSMISSION**

Submission No. 19-372 November 22, 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:** New Options on Bakkt<sup>TM</sup> Bitcoin (USD) Monthly Futures Market Maker Program Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6

Dear Mr. Kirkpatrick:

Pursuant to Commodity Futures Trading Commission ("CFTC") Regulation 40.6(a), ICE Futures U.S., Inc. ("IFUS" or "Exchange") hereby submits by written certification, notice that the Exchange is launching the Options on Bakkt Bitcoin (USD) Monthly Futures Market Maker Program ("Program"). The Exchange believes the Program will incentivize liquidity and volume in Bakkt Bitcoin Options, which will be listed for trading on December 9, 2019. The terms and conditions of the new Program are set forth in Exhibit A.

The Exchange certifies that the new Program complies with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder. In particular, the Program complies with Core Principle 4 (Monitoring of Trading), Core Principle 9 (Execution of Transactions) and Core Principle 12 (Protection of Market Participants). The Program does not impact order execution priority or otherwise give participants any execution preference or advantage. In addition, the Exchange's Market Regulation Department actively monitors for trading abuses using electronic exception reports and will take appropriate action against any participants engaging in market abuses.

The Exchange is not aware of any opposing views with regard to the new Program, which will become effective on December 9, 2019, and further certifies that, concurrent with this filing,

a redacted 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,

Jasm V. Turo

Jason V. Fusco Assistant General Counsel Market Regulation

Enc.

cc: Division of Market Oversight

# EXHIBIT A

## ICE FUTURES U.S. INC. OPTIONS ON BAKKT<sup>™</sup> BITCOIN (USD) MONTHLY FUTURES CONTRACT MARKET MAKER PROGRAM

#### **Program Purpose**

The purpose of the Program is to support liquid markets in the covered contract.

#### **Product Scope**

Options on the Bakkt Bitcoin (USD) Monthly futures contract.

#### **Eligible Participants**

The Program is open to a maximum of five proprietary trading participants who agree to make twosided markets in the Options on Bakkt Bitcoin (USD) Monthly futures contracts.

#### **Program Term**

The initial term of the Program shall start on December 9, 2019 and end on March 31, 2020, unless extended by the Exchange. The Exchange reserves the right to amend or end the Program and/or to terminate any participant at any time prior to that date.

#### Obligations

## [PARAGRAPH REDACTED]

#### **Program Incentives**

## [PARAGRAPH REDACTED]

#### **Monitoring and Termination of Status**

The Exchange shall monitor trading activity and Participants' performance and shall retain the right to revoke Participants' status if it concludes from review that a Program Participant has failed to meet its obligations or no longer meets the eligibility requirements of this Program.