| Registered Entity Identifier Code (optional): <u>14-498 (3 of 4)</u> Organization: New York Mercantile Exchange, Inc. (''NYM | FV'') |
|---|-----------------------------------|
| | |
| Filing as a: DCM SEF DCO | SDR |
| Please note - only ONE choice allowed. | ntion. Modifications to th |
| Filing Date (mm/dd/yy): <u>November 24, 2014</u> Filing Descri Emerging Markets Bank Incentive Program | ption: <u>modifications to th</u> |
| SPECIFY FILING TYPE | |
| Please note only ONE choice allowed per Submission. | |
| Organization Rules and Rule Amendments | |
| Certification | § 40.6(a) |
| Approval | § 40.5(a) |
| Notification | § 40.6(d) |
| Advance Notice of SIDCO Rule Change | § 40.10(a) |
| SIDCO Emergency Rule Change | § 40.10(h) |
| Rule Numbers: <u>Not Applicable</u> | |
| New Product Please note only ONE | product per Submission. |
| Certification | § 40.2(a) |
| Certification Security Futures | § 41.23(a) |
| Certification Swap Class | § 40.2(d) |
| Approval | § 40.3(a) |
| Approval Security Futures | § 41.23(b) |
| Novel Derivative Product Notification | § 40.12(a) |
| Swap Submission | § 39.5 |
| Official Product Name: | |
| Product Terms and Conditions (product related Rules and | Rule Amendments) |
| Certification | § 40.6(a) |
| Certification Made Available to Trade Determination | § 40.6(a) |
| Certification Security Futures | § 41.24(a) |
| Delisting (No Open Interest) | § 40.6(a) |
| Approval | § 40.5(a) |
| Approval Made Available to Trade Determination | § 40.5(a) |
| Approval Security Futures | § 41.24(c) |
| Approval Amendments to enumerated agricultural products | § 40.4(a), § 40.5(a) |
| "Non-Material Agricultural Rule Change" | § 40.4(b)(5) |
| | |



November 24, 2014

VIA ELECTRONIC PORTAL

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

RE: Modifications to the Latin America Bank Incentive Program Emerging Markets Bank Incentive Program NYMEX Submission No. 14-498 (3 of 4)

Dear Mr. Kirkpatrick:

Chicago Mercantile Exchange Inc. ("CME"), The Board of Trade of the City of Chicago, Inc. ("CBOT"), New York Mercantile Exchange, Inc. ("NYMEX"), and Commodity Exchange, Inc. ("COMEX") (collectively, the "Exchanges") hereby notify the Commodity Futures Trading Commission ("CFTC" or "Commission") that they plan to modify the Latin America Bank Incentive Program ("LABIP" or "Program") Emerging Markets Bank Incentive Program ("EMBIP" or "Program"). The modifications to the Program will become effective on January 1, 2015.

Exhibit 1 sets forth the terms of the Program. The modifications appear below, with additions <u>underscored</u> and deletions overstruck.

The Exchanges reviewed the designated contract market core principles ("Core Principles") as set forth in the Commodity Exchange Act ("CEA"). During the review, the Exchanges' staff identified the following Core Principles as potentially being impacted; Prevention of Market Disruption, Execution of Transactions, Protection of Market Participants, 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 CEA. The Exchanges' market regulation staff will monitor trading in the products in order to prevent manipulative trading and market abuse. The incentives in the Program do not impact the Exchanges' order execution. Participants in the Program will be selected by the Exchanges' staff using criteria as further stated in Exhibit 1. Chapter 4 of the Exchanges' rules includes prohibitions against fraudulent, non-competitive, unfair or abusive practices. The Program is subject to these rules. The Program is subject to the Exchanges' record retention policies which comply with the CEA.

The Exchanges certify that the Program complies with the CEA and the regulations thereunder. There were no substantive opposing views to this Program or the modifications to the Program.

The Exchanges certify that this submission has been concurrently posted on the Exchanges' website at http://www.cmegroup.com/market-regulation/rule-filings.html.

If you require any additional information regarding this submission, please e-mail <u>CMEGSubmissionInquiry@cmegroup.com</u> or contact Rachel Johnson at 312-466-4393 or via e-mail at <u>Rachel.Johnson@cmegroup.com</u>. Please reference our NYMEX Submission No. 14-498 (3 of 4) in any related correspondence.

Sincerely,

/s/ Christopher Bowen Managing Director and Chief Regulatory Counsel

Attachment: Exhibit 1

EXHIBIT 1

LATIN AMERICA BANK INCENTIVE PROGRAM Emerging Markets Bank Incentive Program

Program Purpose

The purpose of this Program is to incentivize banks in <u>emerging markets in Eastern Europe, Asia, Africa,</u> <u>and</u> Latin American countries to trade the products listed below on the CME Globex Platform. The resulting increase in liquidity in the products listed below benefits all participant segments in the market.

Product Scope

All CME, CBOT, NYMEX, and COMEX products available for trading on the Globex® Platform ("Products").

Eligible Participants

There is no limit to the amount of participants that may be selected in the Program. All approved CME, CBOT, NYMEX and COMEX non-members may participate. Additionally, participants must meet the following criteria:

To qualify for LABIP EMBIP, a bank must:

- Be located in a <u>an emerging market in Eastern Europe, Asia, Africa, or Latin American country,</u> <u>as determined by the Exchanges</u>. (See below)
- Have all traders physically located in Latin America the identified emerging market country.
- Complete an LABIP EMBIP application and be approved by the Exchanges.
- Execute all trades in the LABIP EMBIP participant's name.
- Register all participating traders who must be owners, bona fide employees or independent contractors of the LABIP EMBIP participant.
- Have a relationship with an Exchange clearing member.

Banks from the following countries qualify for the LABIP:

| Argentina |
|---------------------------|
| Belize |
| Bolivia |
| Brazil |
| Chile |
| Colombia |
| Costa Rica Mexico |
| Dominican Republic |
| |

Ecuador El Salvador French Guiana Guatemala Guyana Honduras Mexico Nicaragua Panama Paraguay Peru Suriname Uruguay Venezuela

Program Term

Start date is December 4, 2011. End date is December 31, 2014 December 31, 2015.

<u>Hours</u>

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

Program Incentives

Once accepted into the Program, participants will be eligible to receive the following incentives:

<u>Fee Discounts</u>. Participants will be eligible to receive fee discounts for the Products that are traded on Globex® in accordance with the following table:

| Product Category (For Executed trades on Globex only) | LABIP <u>EMBIP</u> fees (per side) |
|--|---------------------------------------|
| CME Products | |
| E-mini Equity Index – Futures | \$0.76 |
| E-mini Equity Index – Options | \$0.445 |
| Full Size Equity Index – Futures | \$1.55 |
| Full Size Equity Index – Options | \$1.50 |
| E-micro Equity Index Contracts | \$0.50 |
| USD Ibovespa Futures | <u>\$1.26</u> |
| Interest Rate Contracts Futures | \$0.44 |
| Interest Rate Eurodollar and European Options | <u>\$0.44</u> |
| Fixed Income Index Products | <u>\$0.59</u> |
| 2-Year Eurodollar Bundle Futures | <u>\$3.52</u> |
| 3-Year Eurodollar Bundle Futures | <u>\$5.28</u> |
| 5-Year Eurodollar Bundle Futures | <u>\$8.80</u> |
| 2-Year Eurodollar Bundle Options | <u>\$2.89</u> |
| 3-Year Eurodollar Bundle Options | <u>\$4.22</u> |
| 5-Year Eurodollar Bundle Options | <u>\$6.87</u> |
| | |

| Foreign Exchange – Full Size Futures | \$1.00 |
|---|---------------------------------|
| Foreign Exchange – Options | \$1.00 |
| Foreign Exchange – E-mini Contracts | \$0.54 |
| Foreign Exchange – E-micro Contracts | \$0.10 |
| Foreign Exchange Variance Futures | <u>\$0.07</u> |
| Agricultural Contracts – Futures | \$1.50 |
| Agricultural Contracts – Options | \$0.81 |
| Weather Contracts | \$0.245 |
| CBOT Products | |
| Mini Equity Contracts ** | \$0.75 |
| Full Size Equity Contracts | \$0.90 |
| <u>\$10 Dow Products</u> | <u>\$0.57</u> |
| DJ U.S. Real Estate Index Futures | <u>\$0.75</u> |
| Interest Rates Contracts | \$0.44 |
| Deliverable IR Swap Futures | <u>\$0.49</u> |
| Full Size Agricultural Contracts | \$1.35 |
| Mini Agricultural Contracts | \$0.81 |
| ICS & CS Agricultural Options | <u>\$2.06</u> |
| NYMEX Products | |
| Energy Contracts (Physicals) on CME Globex | \$1.00 |
| COMEX Products Metals Futures Contracts (Physicals) on CME Globex | \$1.00 <u>\$1.10</u> |

** For CBOT Mini Dow product only

Monitoring and Termination of Status

The Exchanges shall monitor trading activity and shall retain the right to revoke Program participant status if it concludes from review that a Program participant no longer meets the eligibility requirements of the Program.