



Submission No. 22-238  
December 6, 2022

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 Micro NYSE FANG+™ Index Futures Market Maker Program  
Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6(a)**

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, the amendments to the MICRO NYSE FANG+ Index Futures Market Maker Program (“Program”) set forth in Exhibit A.

The Exchange certifies that the 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 Program, which will become effective on January 1, 2023 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](mailto:jason.fusco@theice.com).

Sincerely,

Jason V. Fusco  
Assistant General Counsel  
Market Regulation

Enc.

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ICE Futures US, Inc. a designated contract market under  
the Commodity Exchange Act, as amended.

## EXHIBIT A

[PARAGRAPH REDACTED]

### MICRO NYSE FANG+™ Index Futures Market Maker Program

#### Program Purpose

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

#### Product Scope

NYSE FANG+ Index futures contract.

#### Eligible Participants

The program is open to a maximum of 10 proprietary trading participants who agree to make two-sided markets in the MICRO\_NYSE FANG+ futures contracts.

#### Program Term

The term of the Program shall end on December 31, 202~~2~~3, 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

Participants must show a bid/offer on screen in central limit order book on a best-efforts basis in the MICRO NYSE FANG+ Index futures contract.

#### 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.