IMPORTANT Registered En	: Check box if Confidential Treatment is re- tity Identifier Code (optional): <u>17-541</u>	
Organization:	New York Mercantile Exchange, Inc. ("NYM	<u>EX'')</u>
Filing as a:	DCM SEF DCO	SDR
Please note - o	only ONE choice allowed.	
	nm/dd/yy): <u>December 12, 2017</u> Filing Descri <sup>7</sup> olume Incentive Program	ption: <u>Implementation of t</u>
SPECIFY FII		
	ly ONE choice allowed per Submission.	
	Rules and Rule Amendments	
Certific	ation	§ 40.6(a)
Approv	al	§ 40.5(a)
Notific:		§ 40.6(d)
Advanc	e Notice of SIDCO Rule Change	§ 40.10(a)
	Emergency Rule Change	§ 40.10(h)
Rule Numbers:	Not Applicable	
New Product		product per Submission.
Certific	ation	§ 40.2(a)
Certific	ation Security Futures	§ 41.23(a)
	ation Swap Class	§ 40.2(d)
Approv	al	§ 40.3(a)
Approv	al Security Futures	§ 41.23(b)
Novel Derivative Product Notification		§ 40.12(a)
Swap S	ubmission	§ 39.5
Official Produc	t Name:	
Product Term	s and Conditions (product related Rules and	Rule Amendments)
Certific	ation	§ 40.6(a)
Certification Made Available to Trade Determination		§ 40.6(a)
Certification Security Futures		§ 41.24(a)
Delistir	ng (No Open Interest)	§ 40.6(a)
Approv	al	§ 40.5(a)
Approv	al Made Available to Trade Determination	§ 40.5(a)
Approv	al Security Futures	§ 41.24(c)
Approv	al Amendments to enumerated agricultural products	§ 40.4(a), § 40.5(a)
	Iaterial Agricultural Rule Change"	§ 40.4(b)(5)
"Non-M		



December 12, 2017

#### VIA ELECTRONIC PORTAL

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

# RE: Implementation of the Wet Freight Volume Incentive Program NYMEX Submission No. 17-541

Dear Mr. Kirkpatrick:

New York Mercantile Exchange, Inc. ("NYMEX" or "Exchange") hereby notifies the Commodity Futures Trading Commission ("CFTC" or "Commission") that it plans to implement the Wet Freight Volume Incentive Program ("Program"). The proposed Program will become effective on January 1, 2018.

Exhibit 1 sets forth the terms of this Program.

The Exchange reviewed the designated contract market Core Principles as set forth in the Commodity Exchange Act ("CEA"). During the review, NYMEX staff identified the following Core Principles as potentially being impacted: Monitoring of Trading, Execution of Transactions, Protection of Market Participants, Compliance with Rules, and Recordkeeping.

The Program will not impact the Exchange's ability to perform its trade practice and market surveillance obligations under the CEA. The Exchange's market regulation staff will monitor trading in the Program's products to prevent manipulative trading and market abuse. Additionally, NYMEX has implemented systems to track Program participants' volume to ensure proper distribution of earned incentives. The products included in this Program are listed for trading in the open and competitive market. Participants in the Program will be selected by Exchange staff using criteria as further stated in Exhibit 1. Chapter 4 of the NYMEX rules includes prohibitions against fraudulent, non-competitive, unfair or abusive practices. All participants must expressly agree to comply with and be subject to, applicable regulations and NYMEX rules. The Program is subject to the Exchange's record retention policies which comply with the CEA.

The Exchange certifies that the Program complies with the CEA and the regulations thereunder. There were no substantive opposing views to this Program.

The Exchange certifies that this submission has been concurrently posted on the Exchange's website at <u>http://www.cmegroup.com/market-regulation/rule-filings.html</u>.

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. 17-541 in any related correspondence.

Sincerely,

/s/ Christopher Bowen Managing Director and Chief Regulatory Counsel

Attachment: Exhibit 1

## **EXHIBIT 1**

### Wet Freight Volume Incentive Program

### Program Purpose

The purpose of the Program is to incentivize higher levels of volume contribution in NYMEX wet freight futures and options products. Higher levels of volume and liquidity in these products benefits all participants in the marketplace.

#### Product Scope

All wet freight futures and options that are traded on the CME Globex Platform or cleared through CME ClearPort ("Products").

#### Eligible Participants

There is no limit to the number of participants that may participate in the Program. Participants may be NYMEX members or non-members.

#### Program Term

Start date is January 1, 2018. End date is January 31, 2019.

#### <u>Hours</u>

N/A

#### **Obligations**

Participants must meet certain volume thresholds, as determined by the Exchange, in order to receive the Program incentives.

#### **Incentives**

Upon meeting all Program obligations, as determined by the Exchange, participants will be eligible to receive predetermined incentives.

#### Monitoring and Termination of Status

The Exchange shall monitor participants' activity in the Products and retains 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.