



AMSTERDAM ATLANTA CALGARY CHICAGO HOUSTON LONDON NEW YORK SINGAPORE WINNIPEG

55 East 52<sup>nd</sup> Street  
New York, NY 10055

**BY ELECTRONIC TRANSMISSION**

Submission No. 22-263  
December 28, 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: Notification of Delayed Open for Certain Markets  
Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6(a), ICE Futures U.S., Inc. (“IFUS” or the “Exchange”) submits notification to the Commission that, due to a configuration error, there was a delayed open of trading for certain markets for trade date December 28, 2021. The configuration error was corrected and the affected markets were promptly transitioned to the applicable pre-open and open states. Specifically, Financial Monomers, Financial NGL, Financial Olefin and Oil Americas markets, which normally go into pre-open at 7:40pm ET (the preceding day) and then open at 7:50pm ET (the preceding day), did not go into the pre-open until 7:55pm ET (on December 27, 2022) and did not open until 8:00pm ET (on December 27, 2022) for trade date December 28, 2022. In addition, Financial Power markets, which normally go into the pre-open at 7:40pm ET and open at 7:50pm ET, did not go into the pre-open until 8:10pm ET and did not open until 8:15pm ET on trade date December 28, 2022.

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,

Jason V. Fusco  
Assistant General Counsel  
Market Regulation

cc: Division of Market Oversight