

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

## **BY ELECTRONIC TRANSMISSION**

Submission No. 18-317 March 12, 2018

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:** Weekly Notification of Rule Changes

Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6 (d)

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6(d), ICE Futures U.S., Inc. ("Exchange") submits notification to the Commission that, during the preceding week, the Exchange amended Rule 7.08(b)(i)(A)(1), which sets forth the performance bond or unconditional letter of credit requirements for licensed cocoa and coffee warehouse operators, to correct a typographical error in the square footage necessary to trigger \$1,000,000 of coverage, as set forth in Exhibit A.

If you have any questions or need further information, please contact me at 212-748-4021 or at jason.fusco@theice.com.

Sincerely,

Jason V. Fusco

Assistant General Counsel

Market Regulation

Enc.

## **EXHIBIT A**

## Rule 7.08. Warehouse and Tank Facility Operators

To be eligible for an Exchange license or renewal thereof, a warehouse operator must:

- (a) be registered at all times with the U.S. Food and Drug Administration as a "Food Facility" or "Foreign Food Facility, as applicable, (except in the case of a cotton warehouse operator), and meet all applicable laws, customs and other requirements of each jurisdiction in which the Firm is located, operates any Exchange licensed warehouse or tank facility or otherwise conducts business and all applicable laws and requirements of any government agency governing the operations of such licensed warehouse or tank facility;
  - (i) if, at any time, any Exchange licensed warehouse or tank facility operator becomes aware that the laws of the jurisdiction, in which any Exchange licensed warehouse or tank facility is located, conflict, or are likely to conflict, with the requirements of the Rules, the warehouse or tank facility operator shall immediately notify the Exchange. In the event of a conflict, the Exchange shall determine whether, in its reasonable opinion, the conflict is reconcilable with the Rules and shall determine in its absolute discretion what action, if any, to take. If the Exchange determines in its sole discretion that the conflict will not immediately prejudice the warehouse or tank facility operator from complying with the Rules, the Exchange shall, without prejudice to its rights and powers under the Rules, consult with the warehouse or tank facility operator as to what, if any, remedial action to take.
- (b) submit to Commodity Operations proof in a form acceptable to the Warehouse and License Committee of the following minimum insurance or bond coverage and maintain such coverage in effect, as follows:
  - (i) for cocoa and coffee warehouse operators,
  - (A)(1) Outstanding performance bond coverage or an unconditional irrevocable letter of credit from a financial institution approved by the Exchange (an "Approved Financial Institution") in the amount of at least the following:

Amount	Exchange Licensed Storage Space
\$125,000	Up to 100,000 Sq. Ft.
\$200,000	100,001 through 250,000 Sq. Ft.
\$300,000	250,001 through 500,000 Sq. Ft.
\$500,000	500,001 through 750,000 Sq. Ft.
\$750,000	750,001 through 1,000,000 Sq. Ft
\$1,000,000	$1,000,00[\theta]$ Sq. and above