


ICE FUTURES U.S.
55 East 52nd Street
New York, NY 10055

BY ELECTRONIC TRANSMISSION

Submission No. 16-129
October 4, 2016

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

Re: Amendments to Rule 18.04 - Pursuant to Commission Regulation 40.6(a)

Dear Mr. Kirkpatrick:

Pursuant to Commodity Futures Trading Commission Regulation 40.6(a), ICE Futures U.S., Inc. (“IFUS” or “Exchange”) submits by written certification the amendment to Exchange Rule 18.04(d)(ii) set forth in Exhibit A.

The amendment corrects a provision in the Rule that conflicts with the terms and conditions of a number of Physical Environmental Options Contracts listed by the Exchange. Currently, IFUS Rule 18.04(d)(ii) provides that all manually exercised Energy Options must be exercised no later 4:30 EPT on the last trading day for such contract. This provision conflicts with the terms and conditions of several Physical Environmental Options Contracts, which permit exercise and abandonment until 5:30 EPT on the last trading day an expiring contract (see ICE Futures U.S. Submission No. 14-6). In order to eliminate the conflict, Rule 18.04(d)(ii) is being amended to state that all manually exercised options must be exercised no later 4:30 EPT on the last trading day for such contract, unless otherwise specified in the terms and conditions for a particular option.

The Exchange certifies that the amendment, which will become effective on October 20, 2016, complies with the Commodity Exchange Act, as amended, and the regulations thereunder. There were no substantive opposing views to the amendment. The Exchange further certifies that

concurrent with this filing a 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.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason V. Fusco". The signature is written in a cursive style with a large, sweeping initial "J".

Jason V. Fusco
Assistant General Counsel
Market Regulation

Enc.

EXHIBIT A

Rule 18.04 Exercise of Options

(a) All exercises of Options shall be made through the Clearing Organization, in accordance with these Rules and the Clearing Organization Rules. Options shall not be transferred, assigned or otherwise disposed of other than on the Exchange, subject to the Rules and the Clearing Organization Rules.

(b) The contract specifications for each Option contained in subchapter E of this Chapter 18 specify the exercise method of the respective Option. For purposes of these Rules the permitted exercise methods are as follows:

Automatic Only – shall mean that the Option is not subject to manual exercise or abandonment on any day, including the Last Trading Day;

Manual; Automatic on Last Trading Day – shall mean that the Option is subject to manual exercise on any day and is subject to manual exercise and abandonment on the Last Trading Day; and

Automatic – shall mean that the Option is subject to manual exercise or abandonment *only* on the Last Trading Day.

(c) For any Option that is subject to automatic exercise as set forth in the Rules for such Option, exercise will occur in accordance with such Rules and the Clearing Organization Rules (unless a Clearing Member is permitted under the Rules to elect that such automatic exercise will not occur and so elects under the Rules). For purposes of automatic exercise and abandonment of an Option, any Option at a Strike Price that is equal to the Settlement Price of the Underlying Futures Contract shall be treated as “out of the money”.

(d) For any Option that is permitted to be manually exercised or abandoned as set forth in the Rules:

(i) any Clearing Member who has, or carries accounts for others that have, an open long position in such an Option on any Business Day that the Option is traded and is exercisable under the Rules (other than the Last Trading Day) may issue an Exercise Notice with respect to each open position not later than noon EPT on such Business Day; and

(ii) On the Last Trading Day, any Clearing Member which has, or carries accounts for others which have, an open long position in the expiring Option may issue an Exercise Notice with respect to each open position not later than 4:30 EPT unless otherwise specified in the terms and conditions for a particular Option in subchapter E of this Chapter 18.

(e) Notwithstanding the foregoing, if issuance of a final Settlement Price of the Underlying Futures Contract is delayed beyond the last Exercise Day of an Option, then long Option positions shall be exercisable (in accordance with the methods specified in the rules of each Option) using a price determined and published by the Exchange on the basis of market information known to the Exchange and deemed reliable.