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BY ELECTRONIC TRANSMISSION

Amended Submission No. 10-62
January 3, 2011

Mr. David Stawick
Secretary of the Commission
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

Re: Amendments to Chapter 27, Appendix II Exchange Messaging Policy - Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6

Dear Mr. Stawick:

In a Submission dated December 22, 2010, ICE Futures U.S., Inc. ("Exchange") submitted, by written certification, amendments to the Exchange's Messaging Policy (Chapter 27, Appendix II) in accordance with Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6 (Submission No. 10-62). The Exchange is amending Submission No. 10-62 by changing a word in the text of the chart describing the surcharges so that the word "market" is substituted for the word "trade". The reason for the change is to make it clear that the message count will be made for the entire market for the specific product and not just for trades that were completed and executed. The amended chart is attached as Exhibit A.

The Exchange certifies that the change complies with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder.

If you have any questions or need further information, please contact me at 212-748-4084 or jill.fassler@theice.com.

Sincerely,

Jill S. Fassler
Vice President
Associate General Counsel

cc: Division of Market Oversight
New York Regional Office

EXHIBIT A

(In the text of the amendments below, additions are underlined and deletions are bracketed and lined out.)

APPENDIX II

EXCHANGE MESSAGING POLICY

* * *

Weighted Volume Ratio

The Weighted Volume Ratio ("WVR") is defined as the total number of messages sent to the ETS multiplied by a price-based weighting scale divided by the total number of lots traded. The result is a figure for weighted messages per executed contract.

Each message is weighted as set out below.

	Price-based weighting multiplier		Description
Price difference from best bid or offer	Outrights	Spreads	
None (best bid or offer)	0	0	If the price is the best bid or offer, it will not be counted
At market bid or offer	0	0	If the price equals the best bid or or best offer, it will not be counted
1 tick off market	0.5	0.25	If the price is within one minimum price fluctuation ("tick") of the best bid or best offer it will count as one half of a message for an outright [~~trade~~] <u>market</u> and one quarter off a message for a spread [~~trade~~] <u>market</u>
2 ticks off market	1.0	0.5	If the price is within two (2) ticks of the best bid or best offer it will count as one (1) message for an outright [~~trade~~] <u>market</u> and half (0.5) a message for a spread [~~trade~~] <u>market</u>
3 to 5 ticks off market	2.0	1.0	If the price is between three (3) and five (5) ticks from the best bid or best offer it will count as two (2) messages for an outright [~~trade~~] <u>market</u> and one (1) message for a spread [~~trade~~] <u>market</u>
More than 5 ticks off market	3.0	2.0	If the price is more than five (5) ticks from the best bid or best offer it will count as three (3) messages for an outright [~~trade~~] <u>market</u> and two (2) messages for a spread [~~trade~~] <u>market</u>

[REMAINDER OF APPENDIX UNCHANGED]