



June 6, 2013

Christopher Bowen
Managing Director and Chief Regulatory Counsel
Legal Department

## VIA E-MAIL

Ms. Melissa Jurgens Office of the Secretariat Commodity Futures Trading Commission Three Lafayette Centre 1155 21st Street, N.W. Washington, D.C. 20581



RE:

SUPPLEMENTAL SUBMISSION: CME/CBOT/NYMEX/COMEX/KCBT Submission No. 13-211S: Additional Supplemental Information Relating to the Natural Gas Options Cross-Asset Class Volume Incentive Program. Subject to Freedom of Information Act Protection.

Dear Ms. Jurgens:

Previously, pursuant to Submission No. 13-211 dated June 6, 2013, Chicago Mercantile Exchange Inc. ("CME"), Board of Trade of the City of Chicago, Inc. ("CBOT"), New York Mercantile Exchange, Inc. ("NYMEX"), Commodity Exchange, Inc. ("COMEX"), and the Board of Trade of Kansas City, Missouri, Inc. ("KCBT") (collectively the "Exchanges") notified the Commodity Futures Trading Commission ("Commission") of plans to implement a Natural Gas Options Cross-Asset Class Volume Incentive Program ("Program").

In this letter, the Exchanges are providing the Commission with certain additional information related to the Program. The additional supplemental information is provided in Appendix A, for which a request for confidential treatment is being simultaneously submitted to the Commission. A copy of that request for confidential treatment is included with this supplemental filing.

The Exchanges certify that the Program complies with the Commodity Exchange Act and the regulations thereunder. A concise explanation and analysis of the operation, purpose and effect of the Program was provided in Submission No. 13-211. There were no substantive opposing views to this Program.

The Exchanges certify that a description of this submission has been concurrently posted on the CME Group website at <a href="http://www.cmegroup.com/market-regulation/rule-filings.html">http://www.cmegroup.com/market-regulation/rule-filings.html</a>

If you require any additional information regarding this submission, please contact Robert Lev at 312-930-3019 or via e-mail at <a href="mailto:robert.lev@cmegroup.com">robert.lev@cmegroup.com</a>, or contact me at 212-299-2200. Please reference our CME/CBOT/NYMEX/COMEX/KCBT Submission No. 13-211S in any related correspondence.

Sincerely,
/s/ Christopher Bowen
Managing Director, Chief Regulatory Counsel

Attachment



June 6, 2013

## **VIA E-MAIL**

Stacy Easter
Paralegal Specialist
FOIA Compliance Office
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581



Re:

**FOIA Confidential Treatment Request** 

Dear Ms. Easter:

By e-mail dated today, June 6, 2013, Chicago Mercantile Exchange Inc. ("CME"), Board of Trade of the City of Chicago, Inc. ("CBOT"), New York Mercantile Exchange, Inc. ("NYMEX"), Commodity Exchange, Inc. ("COMEX"), and Board of Trade of Kansas City, Missouri, Inc. ("KCBT") (collectively the "Exchanges") submitted a supplemental rule certification filing (submission No. 13-211S) to the Commodity Futures Trading Commission (the "Commission"). This supplemental filing includes an appendix ("Appendix A"), which is attached.

Pursuant to Sections 8 and 8(a) of the Commodity Exchange Act ("CEA"), as amended, and Commission Regulation 145.9(d), the Exchanges request confidential treatment of Appendix A on the grounds that confidential commercial information Appendix contains (CME/CBOT/NYMEX/COMEX/KCBT). A detailed written justification support this request is attached hereto as Exhibit 1. Pursuant to Commission Regulation 145.9(d)(5), the Exchanges request that confidential treatment be maintained for Appendix A until further notice from the Exchanges. We also request that the Commission notify the undersigned immediately after receiving any FOIA request for said Appendix A or any other court order, subpoena or summons for same. Finally, we request that we be notified in the event the Commission intends to disclose such Appendix A to Congress or to any other governmental agency or unit pursuant to Section 8 of the CEA. The Exchanges do not waive their notification rights under Section 8(f) of the CEA with respect to any subpoena or summons for such Appendix A.

Please contact the undersigned at (212) 299-2200 should you have any questions concerning this letter.

Sincerely,

/s/Christopher Bowen
Managing Director and Regulatory Counsel

Enclosure

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