

C.F.T.C. OFFICE OF THE SECRETARIAT

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June 17, 2009

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

### RE: Notification of CME Weather Product Market Maker Program CME Submission No. 09-111

Dear Mr. Stawick:

Chicago Mercantile Exchange Inc. ("CME" or "Exchange") hereby notifies the Commodity Futures Trading Commission ("Commission") regarding a CME market maker program for weather products, following an internal review initiated by Exchange staff. The Exchange wishes to ensure the Commission is current with all of the market maker programs and to certify the following program along with any modifications or extensions:

CME Weather Products Market Maker Program

CME certifies that this program complies with the Commodity Exchange Act and the regulations thereunder.

If you have any questions regarding this program, please contact Felix Carabello at (312) 634-1585 or via e-mail at <u>felix.carabello@cmegroup.com</u> or Paul Peterson at (312) 930-4587 or via e-mail at <u>paul.peterson@cmegroup.com</u> or contact me at (312) 648-5422. Please refer to CME Submission No. 09-111 in all correspondence regarding this matter.

Sincerely,

/s/ Stephen M. Szarmack Director and Associate General Counsel

7620

# Attachment 1

# Weather Products Market Maker Agreement

# I. Original Terms of Market Maker Program

# **Eligible Participants**

- Market makers must be a CME Trading Firm or Member
- Up to 5 market makers will be allowed in the program

# **Obligations**

• Post bids and offers in contract markets specified by the market maker, with maximum bid-ask spreads and minimum quote sizes specified by the market maker.

### Program Term

- Start date is February 25, 2006
- End date is February 25, 2010

#### **Incentives**

- Waiver of CME Globex execution fees on Weather Products traded
- Waiver of CME clearing fees on Weather Products traded
- Waiver of CME ex-pit surcharges on Weather Products traded
- Waiver of position transfer fees, CME Globex line charges and related CME Globex costs for Weather Products traded

### **Monitoring and Termination of Status**

CME will monitor market making activity on an ongoing basis, and retains the right to revoke market making status if CME concludes from its review that a program participant is not complying with the market-making obligations of the program.

### II. <u>Program Modifications</u>

None