



**ICE FUTURES U.S.**  
**World Financial Center**  
**One North End Avenue**  
**New York, New York 10282**

**BY ELECTRONIC TRANSMISSION**

Submission No. 12-40  
July 19, 2012

Mr. David Stawick  
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: **Amendments to Rule 27.02 and Standing Resolution R-7**  
**Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6**

Dear Mr. Stawick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6(a), ICE Futures U.S., Inc. (“Exchange”) submits amendments to Rule 27.02 and Standing Resolution R-7, attached hereto as Exhibit A.

Amendments to Rule 27.02 provide a definition for the Exchange’s Implied Matching Engine (“IME”) functionality. The IME matches outright orders entered onto the electronic trading system (“ETS”) against legs of calendar spread orders entered onto the ETS. The IME is not utilized for all Exchange contracts. Currently, the IME functionality is only utilized in the soft and agricultural futures contracts listed by the Exchange. The amendment to Standing Resolution 7 will allow the President of the Exchange to determine in the future if the IME functionality should be utilized for any other contracts or turned off in existing contracts. In addition, the amendments eliminate the delegation of authority to the Chief Operating Officer, which is not a separate position at the Exchange.

The rule amendments will become effective on August 3, 2012. No substantive opposing views were expressed by members or others with respect to the amendments.

The Exchange certifies that the amendments comply with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder. The Exchange further certifies that concurrent with this filing, a copy of this submission was

posted on the Exchange's website, which may be accessed at  
(<https://www.theice.com/notices/RegulatoryFilings.shtml>).

If you have any questions or need further information, please contact me at 212-748-4021 or at [jason.fusco@theice.com](mailto: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, looping initial "J".

Assistant General Counsel  
Market Regulation

Enc.

cc: Division of Market Oversight  
New York Regional Office

## EXHIBIT A

(In the text of the amendment below deletions are shown in brackets and lined through.)

### R-7 Delegation of Authority to President [~~and COO~~]

WHEREAS, Bylaw Section 4.3 provides that the business of the Exchange shall be managed by or under the direction of the Board of Directors (“Board”); and

WHEREAS, Bylaw Section 9.1 authorizes the Board of Directors to appoint a President and other officers to carry out the business of the Exchange; and

WHEREAS, the Licensing Rules authorize the Board to grant Exchange licenses to chemists, graders, master samplers, warehouse or tank facility operators and weighmasters; and

WHEREAS, Article XVI of the Bylaws authorizes the Board to adopt Rules or make any amendments to the Rules that are not inconsistent with the Bylaws; and

WHEREAS, the adoption of certain Rules or amendments and the granting of licenses are administrative in nature;

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby delegates to [~~each of~~] the President [~~and the COO, acting individually,~~] the authority to:

\* \* \*

10. determine whether the Implied Matching Engine, as that term is defined in Chapter 27 of the Rules, will be utilized for each futures contract listed on the electronic platform.

### Rule 27.02. Definitions

As used in this Chapter the following terms shall have the meanings indicated:

\* \* \*

(iv) “Implied Matching Engine” means the system functionality which derives spread and outright prices, respectively, from outright and spread orders entered onto the ETS for the purpose of matching outright orders against legs of calendar spread orders entered onto the ETS.