

October 30, 2012

BY ELECTRONIC FILING: submissions@cftc.gov

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

Re: Eris Exchange Self- Certification (Eris Exchange Submission #2012-15)

Dear Ms. Warfield:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, (the “Act”) and Commission Regulations 40.6(a), Eris Exchange, LLC (“Eris Exchange” or the “Exchange”) hereby notifies the Commodity Futures Trading Commission (the “Commission”) that commencing on November 15, 2012, the Exchange’s Regulatory Services Provider, the National Futures Association (“NFA”), will no longer perform certain market surveillance services (the “Market Surveillance Services”) for the Exchange. The Exchange will perform such Market Surveillance Services, in addition to the real-time surveillance functions the Exchange currently performs. NFA will continue to perform trade practice surveillance services for the Exchange. While this change in Market Surveillance Services will not result in an amendment to the applicable Rule 216, related to the RSP performing certain regulatory services for the Exchange, the Exchange is providing this notification to the Exchange with the following additional materials related to the change in Market Surveillance Services:

1. Regulatory Services Agreement between NFA and the Exchange - Schedule A - Scope of Regulatory Services, which will replace the current Schedule A;
2. Regulatory Services Agreement between NFA and the Exchange - Schedule B - Scope of Regulatory Services, which will replace the current Schedule B
3. Market Regulation Department Procedures Manual (redline and clean version);
4. Market Surveillance Files Examples (Form 102 Tracker)

The change in Market Surveillance Services set forth above is consistent with the Act, the Core Principles, and the Commission Regulations thereunder. The performance of the Market Surveillance Services by the Exchange is consistent with the following Core Principles:

- Core Principle 2 (Compliance with Rules), related to the Exchange having rules prohibiting abusive trading and capacity to detect violations of the Rulebook.
- Core Principle 4 (Prevention of Market Disruption) related to the Exchange having the capacity and responsibility to prevent manipulation, price distortion, and disruptions of cash settlement process through market surveillance, compliance, and enforcement practices and procedures, including the monitoring of the market for potentially large positions that could lead to market disruption.
- Core Principle 5 (Position Limitations or Accountability) related to the Exchange having reportable levels and position accountability limits to reduce the potential threat of market manipulation.



The Exchange certifies that the change in services complies with the Act and the regulations thereunder. This submission was provided to the Regulatory Oversight Committee. There were no substantive opposing views to the submission.

The Exchange certifies that this submission has been concurrently posted on the Exchange's website at <http://www.erisfutures.com/rules-notices-policies>.

In the event that you have questions, please contact me at 312-626-2681 or stephen.humenik@erisfutures.com.

Sincerely,

A handwritten signature in blue ink, appearing to read 'S. Humenik', written in a cursive style.

Stephen M. Humenik
General Counsel and Chief Regulatory Officer

cc: Division of Market Oversight (via DMOSubmissions@cftc.gov)

APPENDIX

CONFIDENTIAL TREATMENT REQUESTED BY ERIS EXCHANGE, LLC PURSUANT TO 17 CFR 145.9

APPENDIX A-1

**Regulatory Services Agreement between NFA and the Exchange - Schedule A - Scope of
Regulatory Services, which will replace the current Schedule A**

CONFIDENTIAL TREATMENT REQUESTED BY ERIS EXCHANGE, LLC PURSUANT TO 17 CFR 145.9

APPENDIX A-2

**Regulatory Services Agreement between NFA and the Exchange - Schedule B - Scope of
Regulatory Services, which will replace the current Schedule B**

CONFIDENTIAL TREATMENT REQUESTED BY ERIS EXCHANGE, LLC PURSUANT TO 17 CFR 145.9

APPENDIX A-3

Market Regulation Department Procedures Manual (redline version)

CONFIDENTIAL TREATMENT REQUESTED BY ERIS EXCHANGE, LLC PURSUANT TO 17 CFR 145.9

APPENDIX A-4

Market Regulation Department Procedures Manual (clean version)

CONFIDENTIAL TREATMENT REQUESTED BY ERIS EXCHANGE, LLC PURSUANT TO 17 CFR 145.9

APPENDIX A-5

Form 102 Tracker

CONFIDENTIAL TREATMENT REQUESTED BY ERIS EXCHANGE, LLC PURSUANT TO 17 CFR 145.9