



World Financial Center
One North End Avenue
New York, New York 10282

BY ELECTRONIC TRANSMISSION

Submission No. 12-80
November 9, 2012

Ms. Sauntia Warfield
Assistant Secretary
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

**Re: Amendments to Certain Exchange Fees
Submission Pursuant to Commission Regulation 40.5(a) and 40.6(a)**

Dear Ms. Warfield:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (the “CEA”) and Commission Regulation 40.6(a) ICE Futures U.S., Inc. (“IFUS” or “Exchange”) hereby submits amendments to all Exchange license and renewal fees, cotton warehouse fees and the coffee grading fee, as described below. In addition, pursuant to Commission Regulation 40.5(a), the Exchange requests approval of amendments to the cotton certification fee and the eCOPs documentation fee, also described below.

Licensing Fees

Amendments to Resolution No. 1 of Chapter 7 will increase by \$100 the fee for license applications and annual renewals submitted for warehouses, samplers, weighmasters and graders, as set forth in Exhibit A. The amendments also eliminate dated references to license fees for Pulp, which is no longer listed by the Exchange.

Cotton Warehouse Inspection Fees

Exchange Rule 7.08 provides that warehouse operators bear all expenses incurred by the Exchange for any inspection of a store facility. Currently, the Exchange passes inspection charges on to warehouse operators for all commodities except cotton. The Exchange will now pass such inspection fees to cotton warehouse operators in accordance with Rule 7.08(f).

Coffee Grading Fee

The amendments to Appendix II (l) and (m) of Chapter 8 increase the fees for initial grading and grading appeals for coffee from \$1.00 to \$1.25 per bag, as set forth in Exhibit A. As a corollary, the amendments also increase the amount of the fee that will be refunded in the

event the coffee is not graded for any reason. For initial grading, the refund will be increased from \$.50 to \$.62 and the amount of the refund will be increased from \$.30 to \$.40 for an appeal.

Cotton Certification Fee

The Exchange is also increasing the Cotton Certification Fee from \$1.50 per bale to \$2.00 per bale. This fee is not codified in the Exchange's Rules, but is stated in an Exchange publication titled "Cotton Deliverer's and Receiver's Guide", which is available on the ICE website. The Exchange estimates that the Cotton Certification Fee has not been increased in excess of fifteen years and is increasing the fee to compensate for inflation.

eCOPS Documentation Fee


eCOPS is the Exchange's electronic title transfer system for warehouse receipts. The fee for certain eCOPS documentation is being increased by \$0.25 per document and the fee for the Certified Stock Valuation Invoice is being increased by \$3.00 per document, as set forth in Exhibit A. eCOPS fees have not been increased since January of 2009.

All of amendments were adopted by the Exchange's Board of Directors by unanimous consent on October 25, 2012 and shall become effective on January 1, 2013.

The Exchange certifies that the amendments to the foregoing fees comply with the requirements of the CEA and the rules and regulations promulgated thereunder. No substantive opposing views were expressed by members or others with respect to these rules. The Exchange further certifies that, concurrent with this filing, a copy of this submission was posted on the Exchange's website at (<https://www.theice.com/notices/RegulatoryFilings.shtml>).

If you have any questions or need further information, please contact Jason V. Fusco (212) 748-4021 (Jason.fusco@theice.com).

Sincerely,



Jason V. Fusco
Assistant General Counsel
Market Regulation

cc: Division of Market Oversight
New York Regional Office

EXHIBIT A

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

RESOLUTIONS

No. 1. Licensing Resolution—Schedule of License Fees

WHEREAS, the Board is authorized by Rule 7.15 to establish annual license fees;

NOW THEREFORE BE IT RESOLVED that the Board hereby place the following schedule of license fees into effect:

TYPE OF LICENSE	COFFEE	SUGAR	COCOA	PULP	COTTON	FCOJ
Licensed Stores						
First Store or Warehouse code	\$300 <u>\$400</u>	N/A	\$300 <u>\$400</u>	\$300	\$300 <u>\$400</u>	\$300 <u>\$400</u>
Any Subsequent Store or Warehouse code	\$200 <u>\$300</u>	N/A	\$200 <u>\$300</u>	\$200	\$200 <u>\$300</u>	\$200 <u>\$300</u>
Renewal store or Warehouse code	\$200 <u>\$300</u>	N/A	\$200 <u>\$300</u>	\$200 <u>\$300</u>	\$200 <u>\$300</u>	\$200 <u>\$300</u>
Master Sampler	\$200 <u>\$300</u>	\$200 <u>\$300</u>	\$200 <u>\$300</u>	N/A	N/A	N/A
Renewal	\$100 <u>\$200</u>	\$100 <u>\$200</u>	\$100 <u>\$200</u>	N/A	N/A	N/A
Weighmaster	\$200 <u>\$300</u>	\$200 <u>\$300</u>	\$200 <u>\$300</u>	N/A	N/A	N/A
Renewal	\$100 <u>\$200</u>	\$100 <u>\$200</u>	\$100 <u>\$200</u>	N/A	N/A	N/A
Grader	\$200 <u>\$300</u>	N/A	\$200 <u>\$300</u>	N/A	N/A	N/A
Renewal	\$100 <u>\$200</u>	N/A	\$100 <u>\$200</u>	N/A	N/A	N/A

APPENDIX II

Procedures for Grading Coffee and Issuance of Certificates of Grade

The following procedures must be followed by Members and Licensees in connection with the grading of Coffee “C”:

* * *

(l) Fees.

The fee for grading is hereby established as one ~~dollar (\$1.00)~~ dollar and twenty five cents (\$1.25) per bag of coffee with a minimum fee of ~~twenty dollars (\$20.00)~~ forty dollars (\$40.00).

All fees will be paid by the Person submitting a Sampling Order at the time the Sampling Order is created. In the event coffee covered by a Sampling Order is not graded for any reason, the Exchange will refund to the submitter thereof ~~fifty cents (\$.50)~~ sixty two cents (\$.62) per bag.

(m) Appeal.

The fee for an appeal shall be one ~~dollar (\$1.00)~~ dollar twenty five cents (\$1.25) per bag and shall accompany the Notice of Appeal. If the original decision under appeal is modified, the Exchange shall reimburse ~~thirty cents (\$.30)~~ forty cents (\$.40) per bag to the appellant.

[REMAINDER OF APPENDIX UNCHANGED]

SCHEDULE OF eCOPS FEES

EWR Commercial Cocoa Creation	\$10.00	Per EWR
EWR Creation	\$6.00	Per EWR
EWR Change of Title	\$3.50	Per EWR
EWR Surrender	\$6.00	Per EWR
EWR Grade Certificate Transfer Fee	\$3.00	Per EWR
EWR Restore Delivery Order Fee	\$6.00	Per EWR
Exchange Delivery Invoice.	\$2.25	Per EWR
Plus Transfer fee per each EWR on Invoice	\$3.00	Per EWR
Certificate of Grade	N/C	
Certificate of Grade Transfer (Warehouse Relocation)	2.75 3.00	Per Document
Weighing Request	2.75 3.00	Per Document
Weigh Note	2.75 3.00	Per Document
Title Transfer	2.75 3.00	Per Document
Delivery Order	3.00 .25	Per Document
Cancel Delivery Order	3.00 25	Per Document
Sampling Order	3.00 .00	Per Document
Sampler Confirmation	N/C	
Certified Stock Evaluation - Invoice	N/C \$3.00	Per Document
Notice Substitution	N/C	
Notice of Assignment	2.75 3.00	Per Document
Intent to Issue (All Products)	2.75 3.00	Per Document
Intention to Re-Tender	2.75 3.00	Per Document
Removal of Notice of Intent (All Products)	2.75 3.00	Per Document
Update Cotton Delayed Certification Document	2.75 3.00	Per Document
Trust Release	2.75 3.00	Per Document
Bank Release	2.75 3.00	Per Document
Request for Exchange Certification	2.75 3.00	Per Document
Assign Notice to Customer	2.75 3.00	Per Document
FDA and-Custom Entry	2.75 3.00	Per Document

Cotton Delivery Invoice Summary	\$3.00	Per Document
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