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One North End Avenue
New York, New York 10282

BY ELECTRONIC TRANSMISSION

Submission No. 11-85
December 16, 2011

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

**Re: Extension of Certain Exchange Market Maker Programs -
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, ICE Futures U.S., Inc. ("Exchange") submits, by written certification, notice that the Exchange is extending the term of four market maker programs and three member firm fee programs.

The Exchange currently operates the following market maker programs and member firm fee programs (collectively the "Programs") which are set to expire on December 31, 2011:

1. FX Market Maker Program
2. Russell Index Futures Market Maker Program
3. Russell Index Options Market Maker Program
4. Foreign Trader Market Maker Program
5. FX Member Firm Fee Program
6. Russell Member Firm Fee Program
7. Russell Individual Member Fee Program

The operation and purpose of the Programs is to support active and liquid electronic markets in currency and stock index futures contracts. The Exchange believes that each of these Programs has helped ensure the provision of tight and liquid electronic markets in the respective covered products. Therefore, the Exchange is extending each for an additional twelve months, through December 31, 2012, with no changes to the other terms of such Programs, provided, however, that the Exchange in its sole discretion may cancel any of the Programs prior to December 31, 2012.

The Exchange certifies that the Programs comply with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder. In particular, the amendments comply with Core Principle 4 (Monitoring of Trading), Core Principle 9 (Execution of Transactions) and Core Principle 12 (Protection of Market Participants). The Programs are structured so that they do not

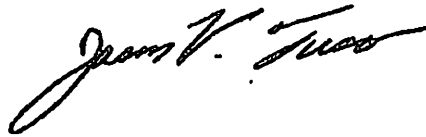
create incentives for participants to engage in market abuses such as manipulative trading or wash sales. In addition, the Exchange's Market Regulation Department actively monitors for trading abuses using electronic exception reports and will take appropriate action against any participants engaging in market abuses. The Programs do not impact order execution priority or otherwise give participants any execution preference or advantage.

The Exchange further certifies that, concurrent with this filing, a notice of pending certification was posted on the Exchange's website. A redacted copy of this submission (consistent with the petition for Confidential Treatment filed contemporaneously with the Commission) may be accessed at (<https://www.theice.com/notices/RegulatoryFilings.shtml>).

The Board of Directors approved the extension of the Programs at a meeting on December 15, 2011. No substantive opposing views were expressed by members or others with respect to the extension. The extension will become effective on Wednesday, January 4, 2012.

If you have any questions or need further information, please contact me at 212-748-4021 or at jason.fusco@theice.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason V. Fusco", written in a cursive style.

Jason V. Fusco
Assistant General Counsel
Market Regulation

Enc.
cc: Division of Market Oversight
New York Regional Office

EXHIBIT A

[MATERIAL REDACTED]

APPENDIX A

CONFIDENTIAL TREATMENT REQUESTED BY ICE FUTURES U.S., INC.

MATERIAL REDACTED FROM EXHIBIT A OF
ICE FUTURES U.S. SUBMISSION NO. 11-85

- 1. FX Market Maker Program (see Submission No. 11-57)**
Approved participants who agree to make electronic markets in U.S. Dollar Index ("DX") and currency futures contracts may earn a discounted rate on proprietary volume in those contracts based upon their monthly volume ranking amongst other participants. Participants ranked 1 to 5 earn a discounted fee of 5 cents per side, participants ranked 6 to 10 earn a discounted rate of 10 cents per side and all other participants receive no discount under the program. To be eligible for ranking, participants must execute at least 10,000 lots of DX contracts and at least 500 lots of currency pair contracts in a calendar month.
- 2. Russell Index Futures Market Maker Program (see Submission No. 10-55)**
Approved participants who agree to make electronic markets in Russell Index futures may earn a discounted rate on proprietary volume in those contracts based upon their monthly volume ranking amongst other participants. Participants ranked 1 to 5 earn a discounted fee of 4 cents per side, participants ranked 6 to 10 earn a discounted rate of 8 cents per side and all other participants receive no discount under the program. To be eligible for ranking participants must execute at least 1,000 lots of Russell 1000[®] (Index futures contracts and at least 1,000 lots combined of Russell 1000 Growth and Russell 1000 Value Index futures contracts in the month.
- 3. Russell Index Options Market Maker Program (see Submission 10-55)**
Approved participants who agree to make electronic markets in Russell Index option contracts receive a full fee rebate for all Russell Index option proprietary volume and any futures volume traded as a hedge on such options trades.
- 4. Foreign Trader Market Maker Program (see Submission 9-03)**
Approved participants may receive a discounted rate based upon monthly volume traded for the participant's proprietary account by product group, as shown below:

<u>Monthly Volume</u>	<u>Agricultural Products</u>
0-90,000 contracts	\$0.70
90,001 to 250,000 contracts	\$0.40
250,001 to 450,000 contracts	\$0.15
Over 450,000 contracts	free

<u>Monthly Volume</u>	<u>USDX</u>	<u>Currency Pairs and Stock Indexes</u>
0-10,000 contracts	\$1.35	\$0.94
10,001 to 90,000 contracts	\$0.70	\$0.50
Over 90,000 contracts	\$0.35	\$0.20

5. FX Member Firm Fee Program (see Submission No. 11-57)

Firms that are members of other exchanges that are participants in the program receive a discounted rate of 60 cents per side for all DX and currency pair volume executed for their proprietary account. In addition, participants who trade at least 500 lots of currency pair volume receive a further discounted rate of 30 cents per side.

6. Russell Member Firm Fee Program (see Submission 10-35)

Firms that are members of other exchanges that are participants in the program receive a discounted rate of 60 cents per side for all Russell Index futures and options volume executed for their proprietary account. In addition, participants who trade at least 1,000 lots of Russell 1000 Index contract receive a further discounted rate of 30 cents per side. Participants who meet that threshold and also trade at least 1,000 lots of Russell 1000 Growth and Value Index contracts receive a further discounted rate of 20 cents per side.

7. Russell Individual Member Fee Program (see Submission 10-35)

Individual who are members of other exchanges and participants in the program receive a discounted rate of 30 cents per side for all Russell Index futures and options volume executed for their proprietary account.



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December 16, 2011

BY ELECTRONIC MAIL

Assistant Secretary of the Commission for FOIA Matters,
Privacy and Sunshine Acts Compliance
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

Re: FOIA CONFIDENTIAL TREATMENT REQUEST

Dear Sir or Madam:

In accordance with Commission Regulation 145.9(d), ICE Futures U.S., Inc. ("Exchange") requests confidential treatment pursuant to the Freedom of Information Act, 5 U.S.C. 552, for the material in attached Appendix A which was redacted from Exchange Submission No. 11-85, contemporaneously filed with the Division of Market Oversight on December 15, 2011.

The Appendix contains confidential commercial information pertaining to Exchange market Maker Programs. Therefore, the Exchange is requesting confidential treatment for the aforementioned pursuant to Commission Regulation 145.9(d)(1)(ii) on the grounds that disclosure of the material would reveal such confidential commercial information. The Exchange further requests that this material receive confidential treatment in perpetuity.

If you have any questions, please contact me at (212)748-4021 or jason.fusco@theice.com.

Very truly yours,

Jason V. Fusco
Assistant General Counsel
Market Regulation

Enc.

cc: Secretary of the Commission
Division of Market Oversight
New York Regional Office