

## BY ELECTRONIC TRANSMISSION

Submission No. 13-106 November 29, 2013

Ms. Melissa Jurgens 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: Extension of ICE Futures U.S. Grains Exchange Member/Member Firm Fee Program Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6

Dear Ms. Jurgens:

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 the ICE Futures U.S. Grains Exchange Member/Member Firm Fee Program ("the Program") through December 31, 2015.

The Program was initiated with the launch of the Exchange's Cash Settled U.S. Agricultural Contracts on May 14, 2012 and was set to expire on December 31, 2013. It is being extended as part of an on-going effort to build greater liquidity in the cash settled agricultural markets. All other program terms remains unchanged, as set forth in Exhibit A.

The Exchange certifies that the Program complies 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 Program is 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 Program does 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 copy of this submission may be accessed at (<u>https://www.theice.com/notices/RegulatoryFilings.shtml</u>). The extension will become effective on December 16, 2013. The Exchange is not aware of any substantive opposing views with respect to the amendments.

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

Sincerely,

Jarm V. Tuco

Jason V. Fusco Assistant General Counsel Market Regulation

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cc: Division of Market Oversight New York Regional Office