

August 31, 2022

VIA ELECTRONIC PORTAL

Mr. Christopher J. Kirkpatrick Office of the Secretariat Commodity Futures Trading Commission Three Lafayette Centre 1155 21st Street, N.W. Washington, D.C. 20581

Re: Eris Exchange, LLC Rule Certification: Notification Regarding the Delisting of the Bounded Bitcoin Futures Contract, Bounded Ether Futures Contract, and Bounded Ether/Bitcoin Futures Contract (2022-02E)

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended ("Act"), and Regulation 40.6(a) of the regulations promulgated by the Commodity Futures Trading Commission ("CFTC" or "Commission") under the Act, Eris Exchange, LLC ("ErisX" or "Exchange") hereby notifies the Commission of the delisting of the Bounded Bitcoin Futures ("BB") contract, Bounded Ether Futures ("BE") contract, and Bounded Ether/Bitcoin Futures ("BEB") contract (collectively, "Bounded Futures contracts").

Effective as of the daily closing time on August 31, 2022, the following Bounded Futures contracts, with expirations as of September 9, 2022, with no open interest will be delisted:

Symbol	Description	Delist Date	Delist Time
BB22W37L16U25	Bounded BTC SEP WEEK 1 L16 U25	8/31/2022	4:00 pm CT
BE22W37L11U20	Bounded ETH SEP WEEK 1 L11 U20	8/31/2022	4:00 pm CT
BEB22W37L6U9	Bounded ETBT SEP WEEK 1 L6 U9	8/31/2022	4:00 pm CT

Additionally, with the expiration of the remaining Bounded Futures contracts occurring as of 10:00 am CT on September 2, 2022, there will be no open interest in the remaining Bounded Futures contracts and ErisX will no longer list Bounded Futures contracts.

Accordingly, the Exchange is amending Rule 533 (Position Limit, Position Accountability, Reportable Level, and Volume Threshold Level Table) and Rule 601 (Block Trades) of the Exchange Rulebook to remove references to the Bounded Futures contracts, and amending Rule 1104 (Bounded Futures Bitcoin), Rule 1105 (Bounded Futures Ether) and Rule 1106 (Bounded Futures Ether/Bitcoin) of the Exchange Rulebook to remove the contract specifications for the Bounded Futures contracts, effective as of the expiration time (10:00 am CT) on September 2, 2022. The amendments to these rules are attached hereto as Exhibit A.



Core Principle Compliance

The Exchange's staff has assessed the amendments to these rules in light of the delisting of the Bounded Futures contracts from the Exchange, and their compliance with applicable provisions of the Act. ErisX has identified that Designated Contract Market Core Principle 4 (Prevention of Market Disruption) under Section 5 of the Act may be potentially impacted. At the time that the rule amendments become effective, the Bounded Futures contracts will have no open interest, and therefore there will be no market disruptions as a result of the rule changes.

Further, ErisX believes that delisting of the Bounded Futures contracts from the Exchange is consistent with Designated Contract Market Core Principle 7 (Availability of General Information) under Section 5 of the Act because ErisX will update the list of instruments currently listed for trading on ErisX that ErisX makes available through the ErisX website to no longer include the Bounded Futures contract expirations delisted as of August 31, 2022 as instruments currently listed for trading on ErisX, and, following the September 2, 2022 expiration of the remaining Bounded Futures contracts, to no longer include Bounded futures contracts as instruments currently available for trading on ErisX. The Exchange will also make publicly available the details of the Bounded Futures contracts following the September 2, 2022 expiration of the remaining Bounded Futures contracts following the September 2, 2022, and the details of its intent to no longer list Bounded Futures contracts following the September 2, 2022 expiration of the remaining Bounded Futures contracts following the September 2, 2022, and the details of its intent to no longer list Bounded Futures contracts following the September 2, 2022 expiration of the remaining Bounded Futures contracts following the September 2, 2022 expiration of the remaining Bounded Futures contracts following the September 2, 2022 expiration of the remaining Bounded Futures contracts following the September 2, 2022 expiration of the remaining Bounded Futures contracts.

Public Information

A notice and a copy of this submission are posted on the ErisX website at https://www.erisx.com/regulation/exchange-notices/.

Opposing Views

ErisX is not aware of any opposing views regarding the delisting of the Bounded Futures contracts or the related amendments to the applicable rules of the Exchange Rulebook.

Certification

ErisX hereby certifies to the CFTC, pursuant to the procedures set forth in Commission regulation §40.6, that this submission complies with the Act, as amended, and the regulations promulgated thereunder.

Questions regarding this submission may be directed to Rebecca Tenuta at (773) 485-7926 or Laurian Cristea at (646) 961-4487.

Sincerely, /s/ Rebecca Tenuta Senior Counsel <u>rebecca.tenuta@erisx.com</u> (773) 485-7926



Exhibit A - Rulebook Change



ERIS EXCHANGE LLC RULEBOOK

Effective August 25<u>September 2</u>, 2022



RULE 532. Reports of Large Positions and Ownership and Control Reporting

(a) Large Trader Reporting

- (1) Clearing Firms shall submit to the Exchange a daily report of all positions at or above the Reportable Futures Level as set forth in the Table in Rule 533 ("Large Trader Report").
- (2) Positions at or above the Reportable Futures Level in a discrete Commodity Code trigger reportable status. For a person in reportable status in a discrete Commodity Code, all positions, regardless of size, in the same discrete Commodity Code must be reported.
- (3) All Large Trader Reports shall be submitted in a form acceptable to the Market Regulation Department. The Exchange may require that more than one Large Trader Report be submitted daily. The Regulatory Oversight Committee or the Market Regulation Department may require reports from any Clearing Firm on a lesser number of positions than reflected in the Table in Rule 533.

(b) Ownership and Control Reporting

- (1) Clearing Firms and other Participants, as applicable, must provide the Market Regulation Department with the required CFTC Form 102A and/or Form 102B identifying the owner, any controlling parties and any additional required information for each reportable account. A reportable account for the purposes of this Rule 532(b)(1) is an account at or above the Reportable Futures Level and/or the Volume Threshold Reportable Level as identified in the table in Rule 533.
- (2) The applicable Form 102A and/or Form 102B must be submitted to the Market Regulation Department no later than 9:00 am Eastern Time on the Business Day following the date on which the account becomes reportable. Additionally, Clearing Firms must submit a revised form reflecting any material changes to the information previously provided to the Market Regulation Department within three Business Days of such changes becoming effective. In the absence of any material changes, the Exchange may require electronic submission of a new Form 102A and/or Form 102B on an annual basis for the maintenance of accurate records.

RULE 533. Position Limit, Position Accountability, Reportable Level, and Volume Threshold Level Table

The reportable levels for all Contracts are set forth in the Position Limit, Position Accountability, Reportable Level, and Volume Threshold Level Table below. For purposes of the Large Trader Report, Contracts shall be reported according to discrete Commodity Code. The reportable level is the net long position or the net short position for each discrete Commodity Code. Pursuant to Rule 909, concurrent long and short positions must be reported to the Exchange for both sides as open positions (i.e., net long positions or net short positions).

Position Limit, Position Accountability, Reportable Level, and Volume Threshold Level Table:



Contract Name	Commodity Code	Reportable Futures Level for each discrete Commodity Code (Large Trader Report and Form 102A)	Position Accountability for each discrete Commodity Code	Position Limit for each discrete Commodity Code	Volume Threshold Reportable Level for each discrete Commodity Code (Form 102B)
Bitcoin Futures	BTC	25 contracts	N/A	200,000	250 contracts
Ether Futures	ETH	25 contracts	N/A	75,000	250 contracts
Ether Bitcoin Futures	ETBT	25 contracts	N/A	75,000	250 contracts
Bounded Futures Bitcoin	BB	25 contracts	N/A	200,000	250 contracts
Bounded Futures Ether	BE	25 contracts	N/A	75,000	250 contracts
Bounded Futures Ether/Bitcoin	BEB	25 contracts	N/A	75,000	250 contracts

RULE 534. The Eris Trading System Access Restrictions

- (a) A trade given up to another Clearing Firm will be deemed to have been accepted by such Clearing Firm if the trade is not rejected by the close of business on the business day following the trade date. The acceptance of a trade by a Clearing Firm shall not relieve any Participant, Authorized Trader, or Clearing Firm of the duty to act in accordance with the Rules.
- (b) All individuals entering Customer Orders in other than a clerical capacity must have appropriate industry registration and meet all applicable regulatory requirements. Customer Orders must be entered from the premises of an entity registered to conduct Customer business.
- (c) Clearing Firms shall assist the Exchange in any investigation into potential violations of the Eris Exchange Rules or the CEA which occur through or with respect to a Eris Trading System connection guaranteed by the Clearing Firm. Such assistance must be timely and may include, but not be limited to, requiring any Participant or Customer to produce documents, to answer questions from the Exchange, and/or to appear in connection with an investigation. Upon request by the Exchange, Clearing Firms shall suspend or terminate a Participant's or Customer's access if the Exchange determines that the actions of the Participant or Customer threaten the integrity or liquidity of any Contract or violate any Eris Rule or the CEA, or if the Customer fails to cooperate in an investigation.
- (d) If a Clearing Firm has actual or constructive notice of a violation of Eris Exchange Rules in connection with the use of the Eris Trading System by a Participant or Customer for which it



CHAPTER 6: PRIVATELY NEGOTIATED TRANSACTIONS

RULE 601. Block Trades

- (a) The Exchange shall designate the products in which block trades shall be permitted and determine the minimum quantity thresholds for such transactions.
- (b) The following requirements shall govern block trades:
 - (1) A block trade must be for a quantity that is at or in excess of the applicable minimum threshold. Orders may not be aggregated in order to achieve the minimum transaction size, except by those entities described in Sections (10) and (11) below and as provided in Rule 601(b)(2).
 - (2) Multi-legged block trades may be executed as block trades, provided that the sum of the legs of the block trade meets the Minimum Block Size for the Contract with the highest Minimum Block Size among the legs.
 - (3) Each Person to a block trade must be an Eligible Contract Participant.
 - (4) A broker for a Person shall not execute any order by means of a block trade for a Person unless such Person has specified that the order be executed as a block trade.
 - (5) The price at which a block trade is executed must be fair and reasonable in light of (i) the size of the block trade, (ii) the prices and sizes of other transactions in the same contract at the relevant time, (iii) the prices and sizes of transactions in other relevant markets, including without limitation the underlying cash market or related futures markets, at the relevant time, and (iv) the circumstances of the markets or the Participants to the block trade.
 - (6) Block trades shall not set off conditional orders (e.g., Stop Orders and MIT Orders) or otherwise affect orders in the regular market.
 - (7) One of the Persons or the broker of one of the Persons to the block trade must ensure that each block trade is reported to the Exchange within the time limit set forth below:
 - a. All block trades must be executed and reported to the Exchange on the same trade date; and
 - b. All block trades executed during OTH must be reported within fifteen minutes after the opening of the CLOB;
 - c. All block trades executed during RTH must be submitted within fifteen (15) minutes, or prior to the end of the trade date, whichever is sooner

The Exchange shall promptly publish such information separately from the reports of transactions in the regular market.

- (8) Reporting Method and Information
 - a. Block trades must be reported to the Exchange in accordance with an approved reporting method.
 - b. The block trade report must include the information related to the block trade specified in the Exchange's approved reporting method, including: the



identification of parties to the block trade; product details; trade quantity, price, and time; and, account number or Clearing Firm, if applicable.

- (9) Clearing Firms, Participants, Participant Firms, and Broker Firms involved in the execution of block trades must maintain a record of the transaction in accordance with Rule 401.
- (10) A commodity trading advisor ("CTA") registered or exempt from registration under the Act, including, without limitation, any investment advisor registered or exempt from registration under the Investment Advisers Act of 1940, or principal thereof, shall be the applicable entity for purposes of Sections (1), (3), (4) and (5), provided such advisors have total assets under management exceeding \$25 million and the block trade is suitable for the customers of such advisors.
- (11) A foreign Person performing a similar role or function to a CTA or investment advisor as described in Section 10, or principal thereof, and subject as such to foreign regulation, shall be the applicable entity for purposes of Sections (1), (3), (4) and (5), provided such Persons have total assets under management exceeding \$25 million and the block trade is suitable for the customers of such Persons.
- (c) Products designated for Block Trades.

Contract	Minimum Block Size	Minimum Price Increment
Bitcoin Futures (BTC)	10 contracts	\$0.01 per Bitcoin (\$0.0010 per contract)
Ether Futures (ETH)	50 Contracts	\$0.01 per Ether (\$0.01 per contract)
Ether/Bitcoin (ETBTC)	50 Contracts	0.00001 Bitcoin per Ether (0.00001 per contract)
Bitcoin Bounded Futures (BB)	100 Contracts	\$0.01 per Bitcoin (\$0.00010 per contract)
Ether Bounded Futures (BE)	50 Contracts	\$0.01 per Ether (\$0.01 per contract)
Ether/BitCoin Bounded Futures (BEB)	50 Contracts	0.00001 Bitcoin per Ether (0.00001 per contract)

The following products are designated for block trades:

RULE 602. Exchange of Derivatives for Related Positions

(a) The following transactions shall be permitted by arrangement between parties in accordance with the requirements of this Rule:



CHAPTER 11: CONTRACT SPECIFICATIONS

RULE 1101. Bitcoin Futures

Bitcoin Futures

1	
Description	A fully funded physically settled futures contract for Bitcoin
Contract Symbol	BTC
Contract Size	0.1 Coin
Price Quotation	USD per 1 coin
Minimum Price Increment	\$1.00 per Bitcoin (\$0.10 per contract)
Listed Contracts	Up to 5 Daily expirations, 4 Weekly expirations, nearest 2 serial months and nearest 2 quarterly months.
Settlement	Physical Delivery
Trading Hours	Regular Trading Hours as determined by the Exchange from time to time.
Daily Closing Time	16:00 (CT)
Last Trading Day/Time	Daily - 10:00 (CT) of the expiry day Weekly - 10:00 (CT) Friday [.] of the expiry Week Monthly - 10:00 (CT) Last Friday [.] of the contract month [.] Preceding business day if day falls on a non-business day
Block Trade Minimum	10 Contracts
Position Limit	200,000 Contracts
Large Trader Reporting	25 Contracts
Collateral Withheld	Buyer: No. of Contracts * Contract Size * Trade Price Seller: No. of Contracts * Contract Size
Delivery	Pursuant to the Eris Clearing rulebook, purchase price of the future and the underlying deliverable commodity are deposited with the Clearinghouse (in accordance with Eris Clearing Rules 403 and 315) by the buyer and seller, respectively, prior to the futures trade. Therefore, delivery is made through the Clearinghouse to the buyer's account. Further information about delivery can be found in Eris Clearing Rule 410.
Forks	Support for forks in the underlying product will be evaluated in accordance with the ErisX Fork Policy

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RULE 1102. Ether Futures

Description	A fully funded physically settled futures contract for Ether
Contract Symbol	ETH
Contract Size	1 Coin
Price Quotation	USD per 1 coin
Minimum Price Increment	\$0.10 per Ether (\$0.10 per contract)
Listed Contracts	Up to 5 Daily expirations, 3 Weekly expirations, nearest 2 serial months and nearest 2 quarterly months.
Settlement	Physical Delivery
Trading Hours	Sunday - Friday, 17:00 – 16:00 (CT)
Daily Closing Time	16:00 (CT)
Last Trading Day/Time	Daily - 10:00 (CT) of the expiry day Weekly - 10:00 (CT) Friday* of the expiry Week Monthly - 10:00 (CT) Last Friday* of the contract month * Preceding business day if day falls on a non-business day
Position Limit	75,000
Large Trade Reporting	25 Contracts
Collateral Withheld	Buyer: No. of Contracts * Contract Size * Trade Price Seller: No. of Contracts * Contract Size
Delivery	Pursuant to the Eris Clearing rulebook, purchase price of the future and the underlying deliverable commodity are deposited with the Clearinghouse (in accordance with Eris Clearing Rules 403 and 315) by the buyer and seller prior to the futures trade. Therefore, delivery is made through the Clearinghouse to the buyer's account. Further information about delivery can be found in Eris Clearing Rule 410.
Forks	Any forks in the underlying blockchain for the digital asset will be evaluated in accordance with Exchange Rule 911.



RULE 1103. Ether Bitcoin Futures

Description	A fully funded physically settled futures contract for the Ether Bitcoin Pair	
Contract Symbol	ETBT	
Contract Size	1 ETH	
Price Quotation	BTC equivalent of 1 ETH	
Minimum Price Increment	0.00001 Bitcoin	
Listed Contracts	Up to 5 Daily expirations, 3 Weekly expirations, nearest 2 serial months and nearest 2 quarterly months.	
Settlement	Physical Delivery	
Trading Hours	Sunday 17:00 – Friday 16:00 (CT)	
Daily Closing Time	16:00 (CT)	
Last Trading Day/Time	Daily - 10:00 (CT) of the expiry day Weekly - 10:00 (CT) Friday* of the expiry Week Monthly - 10:00 (CT) Last Friday* of the contract month * Preceding business day if day falls on a non-business day	
Position Limit	75,000	
Large Trade Reporting	25 Contracts	
Collateral Withheld	Buyer: No. of Contracts * Contract Size * Trade Price Seller: No. of Contracts * Contract Size	
Delivery	Pursuant to the Eris Clearing rulebook, purchase price of the future and the underlying deliverable commodity are deposited with the Clearinghouse (in accordance with Eris Clearing Rules 403 and 315) by the buyer and seller prior to the futures trade. Therefore, delivery is made through the Clearinghouse to the buyer's account. Further information about delivery can be found in Eris Clearing Rule 410.	
Forks	Any forks in the underlying blockchain for the digital asset will be evaluated in accordance with Exchange Rule 911.	



RULE 1104. Bounded Futures Bitcoin

Description	A financially settled bounded futures contract for Bitcoin
Contract Symbol	BB
Contract Size	-01 BTC
Price	
Quotation	USD per 1 coin
Minimum Price	\$1.00 per Bitcoin (\$0.01 per contract)
Increment	Block Trades can be negotiated in \$0.01 increments
Upper and	Upper and Lower boundaries determined and set by the clearing house at
Lower Boundaries	time of contract listing based on methodology that considers, among other
Listed	things, historical volatility of spot market Up to 5 Daily expirations, 3 Weekly expirations, nearest 2 serial
Contracts	months and nearest 2 quarterly months.
	Financially Settled at expiry.
Settlement Rules	Final settlement price is calculated using the average of the volume weighted average price of executed trades in the underlying spot market during the last two (2) five (5) minute periods. In the event that the Exchange concludes that the settlement price determined in accordance with the foregoing does not fairly represent the market value of the period, the Exchange may determine an alternative settlement price. Such determination may be based upon, among other things, the TradeBlock XBX Index or combination of the TradeBlock XBX Index and other market reference prices. If no trade has occurred in the Exchange's spot market during this period, the Exchange will use the TradeBlock XBX Index at the last trading date and time of the contract as an alternative settlement price.
Trading Hours	Sunday - Friday, 17:00 – 16:00 (CT)
Daily Closing Time	16:00 (CT)
Last Trading Day/Time	Daily - 10:00 (CT) of the expiry day Weekly - 10:00 (CT) Friday of the expiry Week Monthly - 10:00 (CT) Last Friday of the contract month
Position Limit	200,000 Contracts
Large Trader Reporting	25 Contracts
Collateral Withheld	Buyer: No. of Contracts * Contract Multiplier * (Trade Price - Lower) Seller: No. of Contracts * Contract Multiplier * (Upper - Trade Price)
Forks	Support for forks in the underlying product will be evaluated in accordance with the ErisX Fork Policy



RULE 1105. Bounded Futures Ether

Description	A financially settled bounded futures contract for Ether
Contract	BE
Symbol	
Contract Size	1-Coin
Price	USD per 1 coin
Quotation	
Minimum Price	\$0.10 per Ether (\$0.10 per contract)
Increment	Block Trades can be negotiated in \$0.01 increments
Upper and	Upper and Lower boundaries determine and set by the clearing house at
Lower	time of contract listing based on methodology that considers, among other
Boundaries	things, historical volatility of spot market
Listed	Up to 5 Daily expirations, 3 Weekly expirations, nearest 2 serial
Contracts	months and nearest 2 quarterly months.
	Financially Settled at expiry
	Final settlement price is calculated using the average of, the volume
	weighted average price of executed trades in the underlying spot market
	during the last two (2) five (5) minute periods.
	In the event that the Exchange concludes that the settlement price
Settlement	determined in accordance with the foregoing does not fairly represent the
Rules	market value of the period, the Exchange may determine an alternative
	settlement price. Such determination may be based upon, among other
	things, the TradeBlock ETX Index (a third-party index) or a combination of
	the TradeBlock ETX Index and other market reference prices.
	If no trade has occurred in the Exchange's spot market during this period,
	the Exchange will use the TradeBlock ETX Index at the last trading date
	and time of the contract as an alternative settlement price.
Trading Hours	Sunday - Friday, 17:00 – 16:00 (CT)
Daily Closing	16:00 (CT)
Time	
	Daily - 10:00 (CT) of the expiry day
Last Trading	Weekly - 10:00 (CT) Friday of the expiry Week
Day/Time	Monthly - 10:00 (CT) Last Friday of the contract month
	Preceding business day if day falls on a non-business day
Position Limit	75,000 Contracts
Large Trader	25 Contracts
Reporting	
Collateral	Buyer: No. of Contracts * Contract Multiplier * (Trade Price - Lower)
Withheld	Seller: No. of Contracts * Contract Multiplier * (Upper - Trade Price)
Forks	Support for forks in the underlying product will be evaluated in accordance
	with the ErisX Fork Policy

RULE 1106. Bounded Futures Ether/Bitcoin



Description	A financially-settled bounded futures contract for Ether Bitcoin Pair
Contract Symbol	BEB
Contract Size	\$10,000
Price Quotation	BTC equivalent of 1 ETH
Minimum Price Increment	0.00001 (\$0.10 per contract)
Upper and Lower Boundaries	Upper and Lower boundaries determine and set by the clearinghouse at time of contract listing based on methodology that considers, among other things, historical volatility of spot market
Listed Contracts	Up to 5 Daily expirations, 3 Weekly expirations, nearest 2 serial months and nearest 2 quarterly months.
Settlement Rules	Financially Settled at expiry. The final settlement price is calculated by dividing the settlement of the BE and BB expiring contracts. BEB Settlement = BE Settlement / BB Settlement.
Trading Hours	Sunday - Friday, 17:00 – 16:00 (CT)
Daily Closing Time	16:00 (CT)
Last Trading Day/Time	Daily - 10:00 (CT) of the expiry day Weekly - 10:00 (CT) Friday of the expiry Week Monthly - 10:00 (CT) Last Friday of the contract month
Position Limit	75,000 Contracts
Large Trader Reporting	25 Contracts
Collateral Withheld	Buyer: No. of Contracts * Contract Multiplier * (Trade Price - Lower) Seller: No. of Contracts * Contract Multiplier * (Upper - Trade Price)
Forks	Support for forks in the underlying product will be evaluated in accordance with the ErisX Fork Policy



Exhibit B - Market Notice



Market Notice

TO:	ErisX Members and Participants
FROM:	Eris Exchange Market Operations Department
NOTICE:	#22-12MN
DATE:	August 31, 2022
SUBJECT:	Futures Contract Delisting

This Market Notice serves to notify Members of Eris Exchange, LLC ("Exchange") of the delisting of the following Futures contracts in which there is no open interest:

Delisting

Symbol	Description	Delist Date	Delist Time
BB22W37L16U25	Bounded BTC SEP WEEK 2 L16 U25	8/31/2022	4:00 pm CT
BE22W37L11U20	Bounded ETH SEP WEEK 2 L11 U20	8/31/2022	4:00 pm CT
BEB22W37L6U9	Bounded ETBT SEP WEEK 2 L6 U9	8/31/2022	4:00 pm CT

Expiring

Symbol	Description	Expiry Date	Expiry Time
BB22W36L17U26	Bounded BTC SEP WEEK 1 L17 U26	9/2/2022	10:00 am CT
BE22W36L12U22	Bounded ETH SEP WEEK 1 L12 U22	9/2/2022	10:00 am CT
BEB22W36L6U9	Bounded ETBT SEP WEEK 1 L6 U9	9/2/2022	10:00 am CT

Upon expiration of the Week 36 contracts (9/2/22 expiry) the Exchange will not be listing any additional Bounded Futures contracts.

If you have any questions regarding this Exchange notice, please contact ErisX Market Operations at <u>market.operations@erisx.com</u>.