

# SUBMISSION COVER SHEET

**IMPORTANT – Confidential Treatment is requested**

Organization Name: trueEX LLC

Organization Type: SEF

Registered Entity Identifier: 2017-07S

Submission Number: 1710-1706-2550-63

Submission Date: 10/17/17 06:25:50 AM

Submission Type: Rule - 40.6(a) Rule Certification

Submission Description: Self certification of SEF fees

Rule Numbers: 309



October 17, 2017

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

**RE: trueEX LLC Exchange Fees Submission (trueEX LLC submission #2017-07S)**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, (the "Act") and Commission Regulation 40.6(a), trueEX LLC ("trueEX" or the "Exchange") hereby submits to the U.S. Commodity Futures Trading Commission (the "Commission") notification of fees to be charged by trueEX for activity on its swap execution facility ("SEF"). The intended effective date of this submission is November 1, 2017. trueEX is requesting confidential treatment of the attached Exhibit A.

trueEX Rule 309 permits trueEX to set the amounts and times of payment for any dues, assessments or fees. trueEX certifies that the Rule complies with the Commodity Exchange Act and the Commission's Regulations. This certification complies with trueEX Rule 309, SEF Core Principle 2 and CFTC Regulation 37.202(a)(3) regarding impartial access requirements.

There were no substantive opposing views expressed by the trueEX governing board or market participants regarding the assessment of fees. trueEX certifies that this certification has been concurrently posted on the Exchange's Web Site at <http://www.trueex.com/rules-and-notices>.

If you have questions regarding this notice, please contact me at (646) 787-8705 or by email at [fran@trueex.com](mailto:fran@trueex.com).

Sincerely,

A handwritten signature in black ink that reads "Fran Kenck".

Fran Kenck  
Chief Compliance Officer



**EXHIBIT A**

**trueEX SEF Pricing**

**Confidential Treatment Requested by trueEX LLC  
Pursuant to 17 CFR 145.9**

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**[REDACTED]**



October 17, 2017

Via the CFTC Web Submission Portal

Assistant Secretary of the Commission for FOIA Matters  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21st Street, N.W.  
Washington, D.C. 20581

Re: FOIA Confidential Treatment Request: Petition Pursuant to Regulation 145.9(d)

To Whom It May Concern:

On this date, trueEX LLC ("trueEX") submitted a notice, 2017-07S, to the Commodity Futures Trading Commission (the "Commission") via the Commission Portal to notify it of the fees trueEX intends to charge for activity on its swap execution facility effective November 1, 2017. Exhibit A to 2017-07S details the fee schedule and is the Confidential Material for which trueEX is requesting confidential treatment.

By this petition, trueEX requests confidential treatment pursuant to Section 145.9(d) of the Commission's regulations of the Confidential Material. A copy of this Confidential Material is attached.

Pursuant to Sections 8(a) of the Act, and Commission Regulation § 145.9(d), trueEX requests confidential treatment of the Confidential Material on the grounds that disclosure of such material would reveal trade secrets of trueEX and/or reveal confidential commercial information of trueEX. The Confidential Material is proprietary to trueEX and contain highly sensitive and confidential business and technology information; in addition to violating trueEX's proprietary rights, the disclosure of the Confidential Materials would grant competitors an unfair competitive advantage and/or compromise the competitive advantages possessed by trueEX. Accordingly, trueEX is requesting the Commission to take appropriate steps to keep Confidential Material submitted to them confidential and to restrict the re-distribution of the Confidential Material.

Pursuant to Commission Regulation § 145.9(d)(5), trueEX hereby requests that the Confidential Material be afforded confidential treatment in perpetuity.

trueEX requests that the Commission notify the undersigned immediately after receiving any FOIA request, any court order, subpoena, or summons seeking to access the Confidential Material in whole or in part. trueEX further requests notification (through the undersigned) in the event that the Commission intends to disclose the Confidential Material in whole or in part to Congress or to any other governmental agency or unit pursuant to Section 8 of the CEA. trueEX does not waive its notification rights under



Section 8(f) of the CEA with respect to any subpoena or summons with respect to the Confidential Material in whole or in part.

Should you have any questions regarding the above, please do not hesitate to contact me by telephone at (312) 320-8934 or by email at [fran@trueex.com](mailto:fran@trueex.com).

Sincerely,

A handwritten signature in black ink that reads "Fran Kenck". The signature is written in a cursive style with a prominent loop at the end of the last name.

Fran Kenck  
Chief Compliance Officer