

SUBMISSION COVER SHEET

Confidential Treatment has not been requested

Organization Name: Javelin SEF, LLC

Organization Type: SEF

Registered Entity Identifier: 16-05

Submission Number: 1610-0612-5604-55

Submission Date: 10/06/16 12:56:04 PM

Submission Type: Rule - 40.6(a) Rule Certification

Submission Description: To prevent inconsistency with Rule 319 "Withdrawal of a Participant", and conform with market practice.

Rule Numbers: Rule 309



October 6, 2016

Submitted via CFTC Portal
Office of the Secretariat
U.S. Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street
Washington, DC 20581

Re: Submission of Javelin SEF, LLC Rule Amendment (Submission No. 16-05)

To Whom It May Concern:

Pursuant to Section 5c(c) of the Commodity Exchange Act (“CEA”) and Section 40.6(a) of the regulations of the Commodity Futures Trading Commission (the “Commission”) Javelin SEF, LLC (“Javelin SEF”) hereby submits to the Commission rule amendments to its Rulebook.

Specifically, Javelin SEF has amended Rule 309 (“Rule Amendment”). The Rule Amendment will be effective October 21, 2016.

A concise explanation and analysis of the Rule Amendment is attached as Exhibit A. A marked copy of the Rule Amendment, which indicates the revision with deletions overstruck as indicated, is attached as Exhibit B. A clean copy of the Rule Amendment is attached as Exhibit C.

Javelin SEF certifies that this rule amendment complies with the CEA and the Commission’s Regulations. Javelin SEF further certifies that this Submission has been concurrently posted on Javelin SEF’s website at <http://www.theJavelin.com>. No substantive opposing views were expressed with respect to Rule Amendment.

If you have any questions regarding this submission, please contact me at (646) 307-5931 or suellen.galish@thejavelin.com.

Sincerely,

/s/Suellen Galish
Senior Managing Director
General Counsel and
Chief Compliance Officer

Attachments

cc: Jonathan Lave, Division of Market Oversight, Commodity Futures Trading Commission
(Email: JLave@CFTC.gov)

Exhibit A

Explanation and Analysis of Javelin SEF Rule Changes

The following is a concise explanation and analysis of the proposed rule amendments which includes the core principles and Commission regulations thereunder.

Rule	Explanation of Amendment(s)	Applicable Core Principle and Commission Regulation
Rule 309	To prevent inconsistency with Rule 319 "Withdrawal of a Participant", and conform with market practice.	Core Principle 2 Rule 37.200 Rule 37.202

EXHIBIT B

Marked Copy of Rule Amendments

Rule 309. Participant Application Process

1. Any Person wishing to become a Participant of Javelin SEF (“Applicant”) shall complete and submit, with complete and accurate information, the forms required by Javelin SEF which include, without limitation, the following:
 - a. a Javelin SEF Participant Application, which includes, without limitation, an agreement to abide by Javelin SEF Rules and applicable law and submit to Javelin SEF jurisdiction;
 - b. a Javelin SEF Electronic User License Agreement (or “EULA”);
 - c. an indication of whether the Participant is a Swap Dealer, a Major swap Participant, a financial entity as defined by CEA section 2(h)(7)(C), and a U.S. person. and
 - d. any additional documents and information Javelin SEF may reasonably deem necessary or desirable to further clarify information provided to Javelin SEF by an Applicant.
2. Applicant agrees that if any of the information provided in its Application is no longer accurate or any other information becomes available that would affect the accuracy of any information provided by Applicant in its Application, Applicant will notify promptly Javelin SEF of such information. The obligation stated in the preceding sentence is a continuing obligation that shall commence upon Applicant’s submission of its Application to Javelin SEF and continue throughout the application process and include the period of time that Applicant is a Participant of Javelin SEF.
3. In considering an Application from an Applicant, Javelin SEF may conduct an investigation to verify information submitted by the Applicant.
4. All applications for Participation status will be reviewed by Javelin SEF staff. Such review shall not take place until such Application is complete. Javelin SEF shall provide each Applicant with written notice of its determination to grant or deny such Applicant’s request to become a Participant.
5. Javelin SEF may deny or condition the grant of Participant status of any Applicant:
 - a. if such Applicant is unable to satisfactorily demonstrate its ability to satisfy the eligibility criteria to become or remain a Participant;
 - b. if such Applicant is unable to satisfactorily demonstrate its capacity to adhere to Javelin SEF Rules; or
 - c. for any such other cause reasonably determined by Javelin SEF.
6. Any Applicant whose application to become a Javelin SEF Participant was denied shall not be entitled to re-apply to become a Javelin SEF Participant for six months from the date of such denial.
- ~~7. Unless extended in writing by Javelin SEF, if the newly admitted Participant does not begin trading on Javelin SEF within six months from the date of Javelin SEF’s approval, then the newly admitted Participant’s application will be deemed withdrawn.~~

EXHIBIT C

Rule Amendments

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