

## Compliance Notice to Participants #3

### Large Trader Reporting & Ownership/Control Reporting

Subject	Compliance Notice to Participants on Large Trader Reporting Requirements & Ownership/Control Reporting
Rules	FMX Rule III-18 <i>Required Reports</i> , CFTC OCR Rule, CFTC Part 15, CFTC Part 17, and CFTC Part 18
Issue Date	June 23, 2025
Effective Date	Upon issuance

This Compliance Notice to Participants (“CNTP”) provides guidance to Participants of the FMX Futures Exchange (“FMX Futures” or “the Exchange”) to assist compliance with FMX Futures Rule III-18 *Required Reports*, Commodity Futures Trading Commission (“CFTC”) Regulation Part 17 *Reports by Reporting Markets, Futures Commission Merchants, Clearing Members, and Foreign Brokers and Ownership and Control Reports* (“OCR”) rule, and CFTC Part 18. The CFTC requires submission of Large Trader Reports. The reports show futures and option positions of traders with positions at or above specific reporting levels as set or approved by the CFTC.

Specifically, reporting firms should file a CFTC Form 102A in accordance with CFTC Regulation 17.01(a) *Identification of special account* and CFTC Form 102B in accordance with CFTC Regulation 17.01(b) *Identification of volume threshold accounts*. Additionally, reporting firms reporting omnibus account volume thresholds in Form 102B should submit a Form 71 in accordance with CFTC Regulation 17.01(c) *Identification of omnibus accounts and sub-accounts*. Omnibus accounts are accounts that one futures commission merchant, Clearing Member, or foreign broker carries for another in which the transactions of multiple individuals are combined. If requested by the CFTC, a Form 40 submission, to be completed in accordance with CFTC Regulation 18.04 *Statement of reporting trader*.

FMX Futures Rule III-18 *Required Reports* requires each FMX Participant or Direct Access Customer to submit the same reports, forms or other information to the Exchange in the form and manner designated by the CFTC.

#### **Guidance**

##### **CFTC Form 102A Submission**

Reporting firms are required to provide FMX Futures with copies of all CFTC Form 102A submissions which accurately identify the owners, controllers, controlled accounts and any additional information required on the form for each account that becomes reportable for the first time.

Please note the following position reporting level thresholds in accordance with CFTC Regulation 15.03(b):

- 3-month Secured Overnight Financing Rate ("SOFR") futures contract
  - The reporting level set by FMX Futures is currently 3,000 net futures contract equivalents.
- 2-year U.S. Treasury Note futures contract
  - The reporting level set by CFTC Regulation 15.03 is currently 1,000 net futures contract equivalents.
- 5-year U.S. Treasury Note futures contract
  - The reporting level set by CFTC Regulation 15.03 is currently 2,000 net futures contract equivalents.

In accordance with CFTC Regulation 17.02(b)(2)(i), reporting firms shall submit a preliminary Form 102A to the CFTC no later than 9 a.m. ET on the business day following the date on which the account becomes reportable, which form shall include Special Account Origination, Reporting Number and Name and House or Customer Indicator. The preliminary Form 102A must be provided to the Exchange within one (1) business day of the first date the account becomes reportable.

CFTC Regulation 17.02(b)(2)(ii) allows for the complete CFTC Form 102A, including fields identified as 'Follow-On Information,' to be submitted no later than 9 a.m. ET three business days following the date on which the account becomes reportable. The complete Form 102A must be provided to the Exchange within three (3) business days of the first date the account becomes reportable.

In accordance with CFTC Regulation 17.02(b)(3), if any change causes the information filed by a reporting firm on a Form 102A to no longer to be accurate, then such reporting firm shall file an updated Form 102A with the CFTC. The updated reports are required to be submitted within three (3) business days of such changes becoming effective. Material changes include change of account name, address, owners, controllers, or controlled accounts. Such changes must be provided to the Exchange within three (3) business days of such changes becoming effective.

#### **CFTC Form 102B Submission**

Reporting firms are required to provide FMX Futures with a copy of all CFTC Form 102B submissions for any trade account that meets the volume threshold of 250 contracts or more in a single trading day.

While CFTC Regulation 15.04 currently states that the volume quantity for purposes of Part 17 reports is "50 or more contracts, during a single trading day, on a single reporting market that is a board of trade designated as a contract market," the CFTC's Division of Market Oversight issued no-action relief to increase the volume threshold to 250 contracts as set forth in CFTC Letter [20-30](#) originally issued on September 25, 2020 and extended indefinitely on September 25, 2024 with Release Number [8980-24](#).

In accordance with CFTC Regulation 17.02(c)(2)(i), reporting firms must submit a preliminary Form 102B to the CFTC no later than 9 a.m. ET on the business day following the date on which the account becomes reportable, which form shall include Trading Account Data for the Volume Threshold Account, Associated Special Account Number, and Volume Threshold Account Owner(s). A preliminary Form 102B must be provided to the Exchange within one (1) business day of the first date the account becomes reportable.

CFTC Regulation 17.02(c)(2)(ii) allows for the complete CFTC Form 102B, including fields identified as ‘Follow-On Information’, to be submitted no later than 9 a.m. ET three business days following the date on which the account becomes reportable. The complete Form 102B must be provided to the Exchange within three (3) business days of the first date the account becomes reportable.

In accordance with CFTC Regulation 17.02(c)(3), if any change causes the information filed by a reporting firm on a Form 102B to no longer be accurate, then such reporting firm shall file an updated Form 102B with the CFTC. The updated reports are required to be submitted within three (3) business days of such changes becoming effective. Material changes include change of account name, address, owners, controllers, or controlled accounts. Such changes must be provided to the Exchange within three (3) business days of such changes becoming effective.

#### **CFTC Form 71 (Omnibus Accounts and Sub-Accounts)**

Reporting firms are required to provide FMX Futures with a copy of all CFTC Form 71 submissions when requested to provide information on volume threshold accounts that are omnibus accounts, for purposes of identifying the ultimate owner and controller of these accounts. Reporting firms are required to submit Form 71 within the specified reporting deadline determined by the CFTC.

#### **CFTC Form 40 Submission**

The CFTC may require submission of CFTC Form 40 in its discretion. Form 40 collects information on reporting traders that are identified on other reporting forms. The Exchange may require submission of CFTC Form 40 in any instances it deems necessary.

FMX Futures and the National Futures Association (“NFA”) work collectively to ensure compliance with CFTC Regulation Part 17 requirements. If any of the aforementioned forms are not received in a timely manner, NFA Staff will promptly follow up with FMX Futures Participants to facilitate immediate action.

Additional details regarding file naming conventions, submissions, and layout specifications can be found in the FMX Participant Reporting Reference Guide. If you require a copy, please contact the FMX Control Desk at [fmxfuturescontroldesk@FMX.com](mailto:fmxfuturescontroldesk@FMX.com).

If you have any questions, please contact the FMX Futures Compliance Department at:  
[futurescompliance@fmx.com](mailto:futurescompliance@fmx.com).

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