

FMX Futures Exchange, L.P.
Amendment to Transfer Rule III-10(i)
Submission #2026-04
January 14, 2026

Via Electronic Portal

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

1. FMX Futures Exchange, L.P. (“FMX” or the “Exchange”) hereby certifies to the Commodity Futures Trading Commission (“CFTC” or “Commission”) the attached amendment to FMX Rule III-10(i) in accordance with CFTC Regulation 40.6(a).
 2. The proposed effective date of the rule amendment is on or after trade date February 23, 2026.
 3. Attached please find a certification that: (1) this Rule amendment complies with the Commodity Exchange Act and the Commission’s regulations thereunder; and (2) concurrent with this submission, the Exchange posted on its website: (i) a notice of pending certification of this rule submission with the Commission; and (ii) a copy of this submission.¹
 4. A concise explanation of the amendment to Rule III-10(i) appears below.
 5. No opposing views to this rule amendment were expressed to FMX.
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¹ See <https://www.fmxfutures.com/rules-notice/exchange-notice/>. Capitalized terms used but not defined herein shall have the meanings given to such terms in the FMX Rules, and references to “FMX Rules” or an “FMX Rule” refer to such rules.

A CONCISE EXPLANATION OF THE RULE AMENDMENT, INCLUDING CORE PRINCIPLES.

Attached to this document is Exhibit I, which reflects an amendment to Rule III-10(i), Transfers of FMX Division Contracts, that will take effect on or after trade date February 23, 2026. The amendment will clarify the circumstances under which the offset via transfer, netting, or position adjustment of open positions in a physically deliverable FMX Division Contract is allowable under Exchange Rule III-10(i). Additionally, the Rule amendment will clarify the authority of the Chief Compliance Officer of the Exchange to approve of a written request for an offset of positions in FMX Division Contracts via transfer, netting, or position adjustment under limited permissible circumstances, subject to Rule III-10(i) and the Rules of LCH Limited. The Exchange currently lists two physically deliverable Contracts subject to spot month Position Limits on the FMX Division of the Exchange which are affected by this Rule Amendment, including the FMX 2-Year U.S. Treasury Futures Contract (F02) and the FMX 5-Year U.S. Treasury Futures Contract (F05). This Rule amendment shall apply beginning with the March 2026 F02 and F05 Contract months.

In the circumstance where Clearing Members seek to transfer open positions in physically deliverable FMX Division Contracts for the purposes of offset, such as for the purposes of the offset of concurrently open long and short positions, the Exchange is modifying the restriction contained in existing Rule III-10(m) (renumbered in this Rule amendment to III-10(i)(v)) which prohibits the transfer “during the delivery month and the two (2) Business Days prior to the delivery month”. Following the effective date of this Rule amendment, and consistent with other Designated Contract Markets (“DCMs”) offering substantially similar physically deliverable contracts subject to substantially similar rules, the prohibition contained in Rule III-10(i)(v), as amended, will apply to the transfer of physically deliverable FMX Division futures Contracts for the purposes of offset which are subject to spot month position limits from one account to another where no change in ownership is involved, specifically “during the time that spot month position limits are in effect.” The purpose of this revised Exchange prohibition is to align Clearing Member requirements with current industry practice while ensuring open interest integrity is preserved during the specific period of time in which Exchange spot month position limits are in effect, a period during the Contract lifecycle for a physically-deliverable futures Contract where the marketplace places heightened importance on the accurate reporting of open interest in order to analyze and assess open interest levels in relation to the physical deliverable supply.

Additionally, the Exchange is revising the exceptions to the aforementioned prohibition in existing Rule III-10(m) (renumbered in this Rule amendment to III-10(i)(v)) that allows for a transfer of positions in a physically deliverable futures Contract for the purposes of offset to correct a bona fide clerical or operational error on the day that the error is identified. Existing Rule III-10(m) currently permits such an offset of open positions via transfer of up to 1% of the open interest. Under the revised exception contained in Rule III-10(i)(v), as amended, the percentage threshold is being revised to 2% as the Exchange believes that the marketplace, including Clearing Members, expect comparable requirements in comparable contract markets and, furthermore, the Exchange believes that an open interest level reduction of 2% or less during the period in which the spot-month position limits are in effect would not cause a material impact to the marketplace.

The Exchange is further providing clarification of permissible exceptions to revised Rule III-10(i)(v), which provide that (1) trades may be transferred for the purposes of offset if the trade date of the position being transferred is the same as the transfer date; and (2) where the Chief Compliance Officer or their designee determines, in their respective sole discretion, subject to the consent of applicable Clearinghouse, LCH Limited, that permitting a position offset via transfer, netting, or position adjustment in excess of two (2) percent of the reported open interest will not adversely impact either the affected market or any Persons holding open positions in the affected market. The purposes of the additional exceptions to Rule III-10(i)(v) is to (1) ensure Clearing Members maintain the ability to transfer positions resulting from a bona fide clerical or operational error that may be identified and resolved on the same trade date, and, thus, resolution would not compromise the integrity of reported open interest, and (2) provide sufficient authority to the Chief Compliance Officer to grant approval of such a transfer in circumstances where such transfer would not result in adverse effects to the marketplace.

Additionally, the Exchange is adding new provisions contained in Rule III-10(i)(vi) to clarify certain authorities of the Chief Compliance Officer in the context of transfers of any FMX Division Contract. In accordance with Rule III-10(i)(vi), the Chief Compliance Officer or their designee may, with the consent of the LCH Limited and the Clearing Member(s) involved, approve a written request for the transfer and/or offset of existing trades if, in the Chief Compliance Officer or their designee's opinion, the situation so requires and such transfer is in the best interests of the Exchange, including, but not limited to, situations that necessitate the remedying of an error resulting from the good faith acts or omissions by a party via transfer as a means of avoiding a market disruption. Rule III-10(i)(vi) further requires that any request for approval of a transfer requires the Clearing Member(s) to document the circumstances of the error and provide that documentation to the Exchange and LCH Limited. Furthermore, Rule III-10(vi), clarifies that notwithstanding any approval by the Chief Compliance Officer or their designee of a written request for transfer and/or offset, a Clearing Member retains responsibility under the Rules for any circumstances leading to such transfer and/or offset and the parties involved in the transfer remain responsible for any violation of Exchange Rules resulting from the circumstances leading to such transfer.

As it pertains to all transfers of open positions under amended Rule III-10(i)(iv), the Exchange is requiring Clearing Member(s) involved in the transfer of open positions to maintain a full and complete record of all transactions together with all pertinent memoranda related to such transfer.

Finally, FMX is revising Rule XI-5, Transfer of Positions, contained within Chapter XI, General Trading Provisions, to eliminate the duplicative requirements set forth in the Rule, and, as amended, to clarify that transfers of positions in FMX Division Contracts are subject to Rule III-10(i) and the Rules of LCH Limited, while transfers of positions in CX Division Contracts are subject to the Rule XXIII-3 and the Rules of CX Clearinghouse.

FMX has reviewed the core principles for DCMs set forth in Section 5 of the Commodity Exchange Act and in the Commission's Part 38 Regulations thereunder ("Core Principles"), as well as the FMX Rules. Based on its review, FMX has identified the following Core Principles as relevant to its assessment of the amendment to Rule III-10(i):

- ***Core Principle 2, Compliance with Rules.*** FMX believes that the amended Rule III-10(i) will not adversely affect its ability to perform its trade practice and market surveillance obligations. Furthermore, this enhanced Rule provide additional guidelines and clarity to the marketplace regarding the restrictions around the transfer of open positions in FMX Division Contracts.
- ***Core Principle 4, Prevention of Market Disruption:*** Amended Rule III-10(i) is designed to provide clear rules and restrictions for a party with a position in physically deliverable contract to affect a transfer under circumstances, specifically where such transfer is not expected by the Exchange to have a disruptive effect on the contract market. The rule itself aims to protect against disruption in the process for physically deliverable contracts.
- ***Core Principle 7, Availability of General Information.*** FMX is making information about the Rule amendment available to the Commission, its regulatory services provider, all Participants, Direct Access Customers, Customers, and the public.
- ***Core Principle 9, Execution of Transactions.*** Core Principle 9 permits a DCM to authorize “for bona fide business purposes: (a) transfer trades or office trades”. The revisions to Rule III-10(i) are substantiated by Core Principle 9 and do not exceed the authority granted by the Commission to DCMs, and the Chief Compliance Officer of the Exchange, subject to the consent of LCH Limited, to approve transfers pursuant to the requirements of the amended Rule.

Chapter XIV of the FMX Rules also provides for the Exchange’s Chief Compliance Officer to conduct investigations of Clearing Members and Participants and to bring disciplinary measures against such parties for violation of its Rules.

CERTIFICATIONS PURSUANT TO SECTION 5c OF THE COMMODITY EXCHANGE ACT,
7 U.S.C. §7A-2 AND COMMODITY FUTURES TRADING COMMISSION RULE 40.6, 17
C.F.R. §40.6

I hereby certify that:

- (1) The rule as attached complies with the Commodity Exchange Act and the Commission's regulations thereunder; and
- (2) Concurrent with this submission, FMX Futures Exchange, L.P. posted on its website, <https://www.fmxfutures.com/rules-notices/exchange-notices/>: (a) a notice of pending certification of this rule submission with the Commission; and (b) a copy of this submission.

Rhianna Ross

By: Rhianna Ross
Title: Chief Compliance Officer
Date: January 14, 2026

Exhibit I

CHAPTER III

FMX TRADING STANDARDS

[...]

III-10 Errors, Trade Cancellation and Price Adjustments, and Transfers on the FMX Division

....

(i) Transfers of FMX Division Contract Positions

(i) A Clearing Member may transfer a position in the Trading Accounts of its Customers to:

1. ~~(i)~~ correct errors in an existing FMX Division Contract, provided that the original trade documentation confirms the error;
2. ~~(ii)~~ transfer an existing FMX Division Contract position from one Trading Account to another Trading Account owned by the same FMX Participant where no change in ownership is involved, except as provided for in ~~section (k)~~ Rule III-10(i)(iii) below;
3. ~~(iii)~~ transfer an existing FMX Division Contract position from one Clearing Member to another Clearing Member where no change in ownership occurs; or
4. ~~(iv)~~ transfer an existing FMX Division Contract through operation of law from death or bankruptcy.

~~(ii)~~ (ii) Subject to Rule III-10, a Participant may transfer a position on its books to other accounts beneficially owned by such Participant.

~~(iii)~~ (iii) Upon written request, the Exchange may, in its sole discretion, allow the transfer of a position as a result of a merger, asset purchase, consolidation, or similar non-recurring transaction for a Clearing Member that is an organization.

~~(iv)~~ (iv) Transfers of positions pursuant to ~~this~~ Rule III-10 must be made at the same prices that appear on the books of the transferring Clearing Member or Participant, as the case may be, or at the most recent settlement price, and the transfer must indicate the date when the original trade was made. Each Clearing Member or FMX Participant that is a party to a transfer of positions must make and retain records stating the nature of the transaction and the name of the counterparty Clearing Member or FMX Participant, as the case may be. Each

Clearing Member that is a party to a transfer of positions must adhere to the Rules of LCH Limited related to transfers of positions and must provide any information required by LCH Limited related to such transfer. The Clearing Member(s) involved shall maintain a full and complete record of all transactions together with all pertinent memoranda related to such transfer, and such information shall be provided to the Exchange and LCH Limited in a form and manner acceptable to the Exchange upon request.

~~(m)~~ (v) Transfers of ~~an~~ existing physically-delivered FMX Division Contracts that are subject to spot month position limits from one account to another where no change in ownership is involved, during the time that spot month position limits are in effect, the delivery month and the two (2) Business Days prior to the delivery month is are not permitted for purposes of offset, except to correct a bona fide clerical or operational error on the day that the error is identified and provided that the quantity of the offset does not represent more than ~~one~~ two percent (~~1~~2%) of the reported open interest in the affected Futures Contract month. The following represent permissible exceptions to this paragraph:

1. Trades may be transferred for the purposes of offset if the trade date of the position being transferred is the same as the transfer date;

2. Where the Chief Compliance Officer or their designee determines, in their respective sole discretion, subject to the consent of designated LCH Limited staff or their designee, that permitting a position offset via transfer, netting, or position adjustment in excess of two (2) percent of the reported open interest will not adversely impact either the affected market or any Persons holding open positions in the affected market.

(vi) Subject to the limitations in Rule III-10(i)(v) and the Rules of LCH Limited, the Chief Compliance Officer or their designee may, with the consent of designated LCH Limited staff or their designee and the Clearing Member(s) involved, approve a written request for the transfer and/or offset of existing trades if, in the Chief Compliance Officer or their designee's opinion, the situation so requires and such transfer is in the best interests of the Exchange, including, but not limited to, situations that necessitate the remedying of an error resulting from the good faith acts or omissions by a party via transfer as a means of avoiding a market disruption. Any request for approval of a transfer pursuant to this paragraph requires the Clearing Member(s) to fully document the circumstances of the error and provide that documentation to the Exchange and LCH Limited. Notwithstanding the foregoing, a Clearing Member is not relieved of its responsibility under the Rules for circumstances leading to such transfer and/or offset and the parties involved in the transfer remain responsible for any violation of the Rules of the Exchange.

CHAPTER XI

GENERAL TRADING PROVISIONS

XI- 5 Transfers of Positions

~~(a) A Participant and its Responsible Trading Agents (and Direct Access Customers in the case of the FMX Division) may transfer positions between their Trading Accounts in order to:~~

~~(i) correct errors in an existing Contract, provided that the original trade documentation confirms the error;~~

~~(ii) transfer an existing Contract from one Trading Account to another of the same Participant where no change in ownership is involved; or~~

~~(iii) transfer an existing Contract through operation of law from death or bankruptcy.~~

~~(b) The provisions of paragraph (a) of this Rule shall apply to any Trading Account maintained by a Participant with control over one or more Trading Accounts, whether or not such Trading Accounts are controlled by the same Responsible Trading Agents of such Participant.~~

~~(c) Upon written request, the Exchange may, in its sole discretion, allow the transfer of a position as a result of a merger, asset purchase, consolidation, or similar non-recurring transaction for a Person that is an organization.~~

~~(d) The Exchange will transfer positions pursuant to this Rule XI-5 at the same prices that appear on the books of the transferring Participant, and the transfer will indicate the date when the original trade was made.~~

(a) Transfers of positions in FMX Division Contracts are subject to Rule III-10(i) and the Rules of LCH Limited.

(b) Transfers of positions in CX Division Contracts are subject to Rule XXIII-3 and the Rules of CX Clearinghouse.