

October 7, 2010

Via Email

John Dolan
Alternate Designated Agency Ethics Officer
Office of the General Counsel
U.S. Commodity Futures Trading Commission
1155 21st Street, N.W.
Washington, DC 20581

Re: Reporting Requirement Pursuant to Commission Regulation Section 140.735-6(e)

Dear Mr. Dolan:

As you know, I departed the U.S. Commodity Futures Trading Commission ("CFTC" or "Commission") on August 20, 2010. Pursuant to our conversation prior to my departure and the Employee Departure Checklist, I understand that the one year no contact provision of the ethics regulations enforcing 18 U.S.C. 207 does not apply to me because my base salary did not reach the statutory amount that implements the no contact restriction of the ethics regulations. There are no further ethics restrictions applicable to me to represent Eris Exchange LLC before the CFTC other than my professional ethics obligations.

In addition, today, I became aware that pursuant to the reporting requirement under Commission Regulation Section 140.735-6(e), I may be required to file such a report. Therefore, this letter serves as such a report to inform the Commission that I am employed as the Head of Legal and Regulatory Affairs at Eris Exchange LLC and I will appear before and communicate with the Commission and Staff regarding regulatory matters, including the filing of a designated contract market application by Eris Exchange LLC.

If my understanding of the above is incorrect, or if you have any questions, I ask that you let me know as soon as possible.

Please confirm that you have received this notice.

Sincerely,


Stephen M. Humenik