



January 23, 2026

Submitted via CFTC Portal

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

**REsurety Markets LLC Certification under CFTC Regulation under 40.6(a) for Amendments to Certain Exhibits of Participant Agreement and Request for Confidential Treatment**

Dear Mr. Kirkpatrick,

Pursuant to Section 40.6(a) of the regulations of the U.S. Commodity Futures Trading Commission (the "CFTC", or the "Commission"), REsurety Markets LLC ("**REsurety Markets**") hereby notifies the Commission that it has amended its Participant Agreement. The amended Participant Agreement shall become effective February 6, 2026.

The amendment includes updates to the language set forth in Section 6 (Indemnity) and Exhibit A (Participant Application Form). A concise explanation and analysis of the rules and their compliance with applicable provisions of the Act, including core principles and the Commission's regulations, is attached hereto as Exhibit A. To assist the Commission we have provided redlines of each of the above documents. Confidential treatment is requested in relation to both the revised and redlined versions of the documents.

Public disclosure of this information would reveal proprietary data and cause substantial competitive harm to REsurety Markets and its affiliates. This information is not freely available and has always been treated as proprietary. Pursuant to 17 C.F.R. § 145.9(d)(5), we request that this material be afforded confidential treatment in perpetuity. We understand that the CFTC will notify us of any FOIA requests, and we will be prepared to provide a more detailed justification at that time.

Please direct any queries regarding this request to Garrett Derbyshire, Chief Compliance Officer, REsurety Markets, at [gderbyshire@resurety.com](mailto:gderbyshire@resurety.com).

Sincerely,

*Sinéad Barry-O'Brien*

Sinéad Barry-O'Brien  
Chief Operating Officer  
REsurety Markets, LLC

## **EXHIBIT A - CORE PRINCIPLE ANALYSIS**

REsurety Markets has reviewed the core principles for designated contract markets set forth in Section 5 of the Commodity Exchange Act and in the Commission's Part 38 Regulations ("**Core Principles**"). Based on this review, the following Core Principles are relevant to the assessment of the Program:

### **Core Principle 2 – Compliance with Rules**

The revised indemnity provision more clearly links the Counterparty's obligations to breaches of representations, warranties, and covenants, reinforcing accountability for compliance with REsurety Markets' rules and contractual requirements. The addition of reciprocal indemnification obligations for REsurety Markets' own gross negligence, fraud, or willful misconduct enhances fairness and transparency in the allocation of responsibility. Version 2 also clarifies limitations and exclusions, reducing ambiguity and strengthening enforceability. Collectively, these changes support the REsurety Markets' ability to administer and enforce its rules in a manner consistent with Core Principle 2.

The amendments to Exhibit A improve the clarity and completeness of required participant information by restructuring the form to use check boxes and standardized responses. These format changes reduce ambiguity regarding required disclosures and help ensure participants provide all information necessary to assess eligibility and compliance with REsurety Markets' rules. By minimizing follow-up requests and corrections, the REsurety Markets is better able to consistently apply and enforce its participation requirements. As a result, the revisions support the REsurety Markets' ability to administer its rules in a fair, transparent, and compliant manner consistent with Core Principle 2.

### **Core Principle 18 – Recordkeeping**

The revised Exhibit A enhances recordkeeping by promoting the consistent capture of required participant information in a structured and standardized format. Use of check boxes reduces incomplete or inconsistent submissions and supports the creation of accurate, complete, and auditable records. These changes improve the reliability of records maintained by REsurety Markets and facilitate retrieval for regulatory review or examination. Accordingly, the amendments strengthen the REsurety Markets' recordkeeping framework in alignment with Core Principle 18.

**EXHIBIT B - PARTICIPANT AGREEMENT**

**ATTACHED**

**EXHIBIT C - PARTICIPANT AGREEMENT (REDLINE)**

**ATTACHED**

**EXHIBIT D - CONFIDENTIAL TREATMENT REQUEST**

**ATTACHED**