

DISCIPLINARY NOTICE

December 9, 2015

CASE NUMBER 2014-100A

SETTLEMENT OF CHARGES AGAINST RJ O'BRIEN & ASSOCIATES

Exchange Rules:

Rule 4.06(c) - Exchange for Related Position

The parties to an EFRP Transaction shall cause the Transaction to be identified and reported to the Exchange in accordance with such procedures as are determined by the Exchange from time to time.

Rule 4.01 - Duty to Supervise

Every Person shall diligently supervise the Exchange-related activities of such Person's employees and shall be responsible for the acts and omissions of such employees.

Summary:

A subcommittee of the Exchange's Business Conduct Committee determined that RJ O'Brien and Associates ("RJ O'Brien") may have violated Rule 4.06(c) by failing to properly report numerous Exchange for Physical ("EFP") transactions between June 1, 2012 and September 10, 2014, when an employee of the firm failed to utilize the Exchange's ICEBlock application as required by Exchange procedures instead of a different Exchange system and Rule 4.01 by failing to supervise the Exchange related activities of the firm's employees responsible for entering the EFP transactions.

Penalty:

In accordance with the terms of settlement, in which RJ O'Brien neither admitted nor denied the violations of Rules 4.06(c) and 4.01, RJ O'Brien paid a monetary penalty of \$50,000 and \$21,278 in underpaid fees and agreed to cease and desist from violating Rule 4.06(c).

Effective Date: December 4, 2015

FOR MORE INFORMATION

Jason Fusco

jason.fusco@theice.com

(212) 748-4021

-or-

Conor Weber

conor.weber@theice.com

(312) 836-6746