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February 7, 2011

**Via online submission**

Mr. David Stawick, Secretary  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21<sup>st</sup> Street, N.W.  
Washington, D.C. 20581

**Re: PCS Nitrogen Fertilizer, L.P. Support of COPE Comments Regarding Real-Time Reporting of Swap Transaction Data (75 Fed. Reg. 76140)**

Dear Mr. Stawick:

PCS Nitrogen Fertilizer, L.P. (“PCS”) supports the comments of the Coalition of Physical Energy Companies (“COPE”) regarding the Commodity Futures Trading Commission (“CFTC” or “Commission”) proposed regulations to implement Section 727 of the Dodd Frank Wall Street Reform and Consumer Protection Act (“Dodd-Frank”),<sup>1</sup> the Real-Time Reporting of Swap Transaction Data Notice of Proposed Rulemaking (“NOPR”).<sup>2</sup>

PCS owns nitrogen production facilities that are large consumers of natural gas. PCS uses swaps to hedge inputs into their end-use product, natural gas to nitrogen fertilizer.

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<sup>1</sup> Public Law No. 111-203, 124 Stat. 1376 (2010) (“Dodd-Frank”).

<sup>2</sup> Real-Time Public Reporting of Swap Transaction Data, 75 Fed. Reg. 76140 (Dec. 7, 2010)

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PCS supports COPE's request that end-user to end-user trades not be required to be real-time reported. PCS requests that the Commission recognize the practical limitations and technological challenges for commercial end-users with regard to real-time reporting and only require such reporting of end-user to end-user trades to occur no earlier than the next business day. Without such flexibility, the real-time reporting requirements will impose expensive and technologically burdensome requirements on commercial end-users, such as PCS that uses derivatives to hedge and mitigate its commercial risks. As recognized by the Commission, the number of end-user to end-user trades is expected to be *de minimis*, and as such, the information technology ("IT") costs and burdens on commercial end-users to engage in real-time reporting does not justify the limited value of the data.

As detailed in the COPE comments, the data submissions will require a certain level of standardization so that they can be processed and, as such, PCS feels that the IT burden should not fall upon the end-user community to develop the processes that are necessary to submit data. Rather, the Commission should take the lead and provide a submission template to end-users. The template should not require data that is not already being gathered by end-users for commercial purposes. PCS supports COPE's suggestion that the Commission establish a process aiming at creating a "user friendly" data reporting regime with clear and implementable reporting standards.

Respectfully submitted,

/s/Dena Wiggins

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