



By Electronic Mail

June 9, 2023

Mr. Christopher J. Kirkpatrick  
Secretary of the Commission  
Commodity Futures Trading Commission  
1155 21<sup>st</sup> Street NW  
Washington DC 20581

**Re: RIN 3038–AF21 – Derivatives Clearing Organization Risk Management Regulations to Account for the Treatment of Separate Accounts by Futures Commission Merchants – 88 Fed. Reg. 22934 (Apr. 14, 2023) – Request for Extension of Comment Period**

Dear Mr. Kirkpatrick:

The Futures Industry Association (“FIA”) respectfully requests the Commodity Futures Trading Commission (“Commission”) to extend the comment period for the above-referenced notice of proposed rulemaking from June 13, 2023 to June 30, 2023. This rulemaking has proven to be far more complex than originally anticipated, since it affects not only futures commission merchants (“FCMs”), both clearing and non-clearing, but also their institutional customers and the advisors responsible for investing such customers’ assets. Proper analysis of the proposal requires us to consider its impact on each of these entities in addition to different segments of each FCM’s business. In order to complete our analysis and enable us to prepare a more meaningful comment letter, therefore, we respectfully request that the comment period on the proposed rules be extended until June 30, 2023.

Thank you for your consideration of this request. If you have any questions or need any additional information, please contact me at [alurton@fia.org](mailto:alurton@fia.org) or 202.772.3057.

Sincerely,

Allison Lurton  
General Counsel and Chief Legal Officer

cc: Division of Clearing and Risk  
M. Clark Hutchison, Director  
Robert B. Wasserman, Deputy Director  
Daniel O’Connell, Special Counsel