clear to trade

e u r e x c l e a r i n g
rundschreiben 002/10

Datum: Frankfurt, 7. Januar 2010

Empfänger: Alle Clearing-Mitglieder der Eurex Clearing AG, alle Handelsteilnehmer der Eurex Deutschland und Eurex Zürich und Vendoren

Autorisiert von: Peter Reitz

⚠ **Hohe Priorität**

Aktiendividenden-Futures: Einführung eines Designated Market-Making Programms für Single Stock Dividend Futures

Verweis auf Eurex-Rundschreiben: 239/09

Kontakt: Stuart Heath (Product Strategy Derivatives), Tel. +44-20-78 62-72 53,
E-Mail: stuart.heath@eurexchange.com

Zielgruppe:	**Anhänge:**
Ü Alle Abteilungen	1. Designated Market Maker Application Form 2. Designated Market Maker Scheme Obligations (beide nur in englischer Sprache)

Der Vorstand der Eurex Clearing AG hat die Einführung eines Designated Market-Making-Programms für Aktiendividenden-Futures zum **11. Januar 2010** beschlossen.

Damit ermöglicht Eurex interessierten Teilnehmern, als Designated Market Maker für die neuen Aktiendividenden-Futures-Kontrakte tätig zu werden. Designated Market Maker gewährleisten fortdauernde Liquidität durch die Bereitstellung von Geld- und Briefkursen unter Einhaltung von Maximum Spreads für eine festgelegte Mindestanzahl von Kontrakten der neuen Produkte und im Rahmen einer festgelegten Zeitdauer. Außerdem verpflichtet sich der Designated Market Maker zur Übernahme anderer Aufgaben im Zusammenhang mit einem effizienten Marktbetrieb, indem er Kursinformationen zur Verfügung stellt und auf Anforderung von Eurex für zusätzliche Kursüberprüfungen zur Verfügung steht.

Im Gegenzug gewährt Eurex ihren Designated Market Makers eine Rückerstattung der Transaktionsentgelte von bis zu 50 Prozent für alle auf M-Konten ausgeführte Geschäfte bis einschließlich **31. Dezember 2012**.

Die genauen Parameter des Designated Market-Making-Programms für die Produkte sind beigefügt, ebenso das Antragsformular hierzu. Zur Registrierung als Designated Market Maker bitten wir Sie, das angehängte Formular zu verwenden und dies an die angegebenen Nummern zurückzufaxen. Eurex akzeptiert Neuanträge für das Designated Market Maker-Programm bis 31. März 2010, sofern nichts anderes mitgeteilt wird.

Interessierte Mitglieder bitten wir, den beigefügten Designated Market Maker-Antrag (Anhang 1) auszufüllen und an Stuart Heath, Eurex Product Strategy, Fax +44-20-78 62-92 53, zurückzusenden.

Application Form - Designated Market Maker Scheme

To Eurex
Product Strategy
Stuart Heath

Fax no. +44-207-862-92 53

Application for the Status of Designated Market Maker
for Single Stock Dividend Futures
on the constituents of the Dow Jones EURO STOXX 50®

1. We _____
(name of member)

herewith apply for the status of Designated Market Participant in

Single Stock Dividend Futures Contracts
on the constituents of the Dow Jones EURO STOXX 50®

for the period from **January 11, 2010 until December 31, 2012** in accordance with the terms and conditions stated in the Scheme Obligations (attachment 2).

2. As a Designated Market Maker

a) we will fulfil the obligation by provision of two way quotes for each of the contracts in the series

- for the minimum number of contracts specified in the Scheme Obligations
- in compliance with the maximum spread specified in the Scheme Obligations; and
- in compliance with the times specified in the Scheme Obligations.

b) we will give you the name of a manager, and an alternate, who has the authorization and expertise necessary to fulfil the commitments required under the Scheme Obligations to Eurex Market Supervision

c) we will give you the name of a manager who has the authorization and expertise necessary to make decisions and act as the coordinator in our firm, who will be available for Eurex with respect to this agreement

d) we will ensure that a Eurex trading screen and a qualified trader are available for Designated Market Makers; and

e) we will inform Eurex within one business day in the event that we find ourselves no longer in a position to fulfil these obligations.

3. Eurex will in return

   a) refund either 15 percent or 50 percent of all trading and clearing fees for the contracts traded by the Designated Market Makers on M-accounts. The refund for the respective month will be calculated at the beginning of the subsequent month. Refunds will be paid in full only if the Scheme Obligations have been fulfilled in the month prior to the one in which they are applicable. No refunds will be made for contracts traded on A- or P-accounts;

   b) mention the name of the Eurex member with the Designated Market Maker status in advertising and informative material in connection with the contracts, if desired;

   c) make Eurex speakers and printed material available for seminars organized by the Designated Market Makers regarding Single Stock Dividend Futures, if desired; and

   d) consult the Designated Market Makers as a deliberative body on any proposed material changes to this product and its Contract Specifications, notwithstanding any legal obligations of Eurex, and only action the proposed material changes upon a quorum of those responding Designated Market Makers who deem such changes to be acceptable.

4. Compliance with the obligations stated under No. 2 shall be monitored by Eurex.

   In the event that the obligations stated under No. 2 are not met by us, Eurex shall have the right to terminate the agreement and to publicly disclose the termination of the Designated Market Maker status at Eurex' discretion. In this case, Eurex shall be released from its obligations pursuant to No. 3 with immediate effect.

5. In the event of a significant change in the Contract Specifications for the contract or due to a revision of the law or rules with respect to the contract, we as well as Eurex have the right to terminate this agreement with immediate effect or to renegotiate the requirements indicated in paragraph 2 and/or in the associated Scheme Obligations.

6. Eurex shall have the right to amend or expand one or more of the conditions laid down in this agreement for limited periods of time at its sole discretion with validity for all Designated Market Makers, if it deems this appropriate (for example, in circumstances which lead to high market volatility or if such amendments or expansion is not expected to have an adverse effect on market quality). In the event that Eurex amends or expands one or more condition(s), the Designated Market Makers must, for their part, ensure that they can be contacted so that they can be promptly advised that this situation has ceased to exist.

7. Other than the aforementioned measures, no special status at Eurex shall be accorded to the participant in conjunction with the Designated Market Maker status, which expires on December 31, 2012. After that time, the title "Designated Market Maker" can no longer be used unless otherwise agreed with Eurex.

8. The associated Scheme Obligations (attachment 2) are an integral part of this application.

SHOULD BE FILLED OUT BY THE PERSON DESIGNATED IN ACCORDANCE WITH PARAGRAPH 2. b)

_____
Place, date

_____ _____
Name Position

_____ _____
Phone Fax

_____ _____
(Signature / Stamp of the company) E-mail address

Please send the completed application for the status of Designated Market Maker to the indicated fax number.

Designated Market-Making Scheme for Single Stock Dividend Futures on the constituents of the Dow Jones EURO STOXX 50®

Outline

This Designated Market-Making Scheme is to cover those Single Stock Dividend Futures whose underlying shares are constituents of the Dow Jones EURO STOXX 50®.

The Designated Market Maker will be obliged to provide two-way quotes only on a certain percentage of these 50 constituents in order to receive the fee rebates detailed.

There are two thresholds of obligations, the lower of which will attract a rebate of 15 percent of fees, whilst the higher threshold attracts a 50 percent fee rebate.

The quote size obligation of the third expiry is lower than those for the first and second – no obligation is in place to quote longer expiries.

Scheme Obligations

In the order book:

Provision of quotes during the trading session	Provision of two way quotes for the **first**, and **second** contracts in the series of each constituent listed - with a minimum size of 50 contracts on the bid and ask side - with a maximum percentage spread as detailed in **Table 1** below Provision of two way quotes for the third contract in the series of each constituent - with a minimum size of 10 contracts on the bid and ask side - with a maximum percentage spread as detailed in **Table 1** below Provision of two way quotes for each of the contracts in the series mentioned above - during 50 percent of the quotation period of the trading day, from 08:30 a.m. to 17:30 p.m. (CET), calculated on a monthly average.
Designated Market Maker Fees	Order Book Trades & Block Trades 50 percent fee rebate upon fulfilment of obligations in regards of 40 percent of the constituents (i.e. 20 out of 50 constituents) Order Book Trades & Block Trades 15 percent fee rebate upon fulfilment of obligations in regards of 10 percent constituents of the constituents (i.e. 5 out of 50 constituents)

To Eurex Market Supervision

Respond to Daily Pricing Requests	Market Maker must respond to all Eurex Pricing Requests up to a maximum of two requests per contract per day - within 30 minutes - subject to this information being retained for use by Eurex in its calculations and not being for public dissemination in its original form

Table 1

Maximum percentage spreads permissible for fulfilment of Market-Making:

Single Stock Dividend Futures on the Underlying Shares of	Eurex ID	Bid / Offer Spread (Percentage)		
		1st Expiry	2nd Expiry	3rd Expiry
ALLIANZ	A1LV	20%	25%	35%
AXA	A1XA	60%	65%	75%
BASF	B1AS	40%	45%	55%
BAYER	B1AY	40%	45%	55%
BCO BILBAO VIZCAYA ARGENTARIA	B1BV	40%	45%	55%
BCO SANTANDER	S1SD	40%	45%	55%
BNP PARIBAS	B1NP	40%	45%	55%
CARREFOUR SUPERMARCHE	C1AR	40%	45%	55%
DEUTSCHE BANK	D1BK	60%	65%	75%
DEUTSCHE TELEKOM	D1TE	20%	25%	35%
E.ON	E1OA	20%	25%	35%
ENEL	E1NL	40%	45%	55%
ENI	E1NT	40%	45%	55%
FRANCE TELECOM	F1TE	20%	25%	35%
GDF SUEZ	G1ZF	40%	45%	55%
GRP SOCIETE GENERALE	S1GE	60%	65%	75%
MUENCHENER RUECK	M1UV	20%	25%	35%
PHILIPS ELECTRONICS	P1HI	40%	45%	55%
RWE	R1WE	20%	25%	35%
SANOFI-AVENTIS	S1NW	40%	45%	55%
SIEMENS	S1IE	20%	25%	35%
TELEFONICA	T1NE	20%	25%	35%
TOTAL	T1OT	20%	25%	35%
UNILEVER NV	U1NI	40%	45%	55%
VIVENDI	V1VU	20%	25%	35%

For the avoidance of doubt:

Where the first expiry in the contract series is December 2010 and the permissible percentage spread is noted as 20 percent for that expiry - then to fulfil the obligations the offer price must be no greater than the bid price plus 20 percent of that bid price.

For example if the quoted bid is 3.50 and the permissible percentage spread is 20 percent then the offer price must be no greater than 4.20.