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# Elliptic curves of rank 1 satisfying the 3-part of the Birch and Swinnerton–Dyer conjecture<sup>☆</sup>

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## ABSTRACT

Let  $E$  be an elliptic curve over  $\mathbb{Q}$  of conductor  $N$  and  $K$  be an imaginary quadratic field, where all prime divisors of  $N$  split. If the analytic rank of  $E$  over  $K$  is equal to 1, then the Gross and Zagier formula for the value of the derivative of the  $L$ -function of  $E$  over  $K$ , when combined with the Birch and Swinnerton–Dyer conjecture, gives a conjectural formula for the order of the Shafarevich–Tate group of  $E$  over  $K$ . In this paper, we show that there are infinitely many elliptic curves  $E$  such that for a positive proportion of imaginary quadratic fields  $K$ , the 3-part of the conjectural formula is true.

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## 1. Introduction

Let  $E$  be an elliptic curve over  $\mathbb{Q}$  of conductor  $N$ ,  $X_0(N)$  the modular curve of level  $N$  and  $\phi: X_0(N) \rightarrow E$  a surjective morphism. Let  $K$  be an imaginary quadratic field with fundamental discriminant  $D_K$ , where all prime divisors of  $N$  split and  $\text{Cl}(K)$  the ideal class group of  $K$ . Let  $\mathcal{O}_K$  be the ring of integers of  $K$  and  $\mathfrak{a}$  an ideal of  $\mathcal{O}_K$ . Then we can define the *Heegner point* on  $X_0(N)$  with coordinates  $j(\mathfrak{a})$ ,  $j(\mathfrak{n}^\tau \mathfrak{a})$ , where  $(N) = \mathfrak{n} \cdot \mathfrak{n}^\tau$  in  $K$  and  $\tau$  is the complex conjugation. We denote it by

$$(\mathcal{O}_K, \mathfrak{n}, [\mathfrak{a}]),$$

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where  $[\mathbf{a}]$  denotes the ideal class of  $K$  containing  $\mathbf{a}$ . Following Birch, Stephens [B-S] and Gross [Gr], let

$$P_E^*(D_K, 1, 1) := \sum_{[\mathbf{a}] \in \text{Cl}(K)} \phi((\mathcal{O}_K, \mathbf{n}, [\mathbf{a}])) - \sum_{[\mathbf{a}] \in \text{Cl}(K)} \phi((\mathcal{O}_K, \mathbf{n}, [\mathbf{a}])^\tau).$$

Then we have

$$P_E^*(D_K, 1, 1) \in E(K).$$

Kolyvagin [Ko] proves that if  $P_E^*(D_K, 1, 1)$  has infinite order, then  $E(K)$  has rank 1 and the Shafarevich–Tate group  $\text{III}(E/K)$  of  $E$  over  $K$  is finite.

Gross and Zagier [G-Z] obtain a formula for the value of the derivative of the  $L$ -function of  $E$  over  $K$  in terms of the height of  $P_E^*(D_K, 1, 1)$ . This formula, when combined with the conjecture of Birch and Swinnerton–Dyer, gives the following conjectural formula for the order of  $\text{III}(E/K)$ .

**Conjecture.** Assume that  $D_K \neq -3, -4$ . If  $P_E^*(D_K, 1, 1)$  has infinite order, then

$$|\text{III}(E/K)| = \left( \frac{[E(K) : \mathbb{Z}P_E^*(D_K, 1, 1)]}{c \cdot \prod_{q|N} c_q} \right)^2,$$

where  $c$  is the Manin constant of the modular parametrization  $\phi$  of  $E$  and  $c_q$ , where  $q|N$  is prime, is the index in  $E(\mathbb{Q}_q)$  of the subgroup  $E_0(\mathbb{Q}_q)$  of points which have nonsingular reduction modulo  $q$ .

In this paper, we construct infinitely many elliptic curves  $E$  such that for a positive portion of imaginary quadratic fields  $K$ ,  $P_E^*(D_K, 1, 1)$  has infinite order and the order of the 3-primary part of  $\text{III}(E/K)$  satisfies the conjectural formula. More precisely we have the following theorem.

**Theorem 1.1.** There are infinitely many elliptic curves  $E$  of conductor  $N = pq$  where  $p$  and  $q$  are distinct primes, with distinct  $j$ -invariants such that for at least  $\frac{1}{8} \cdot \frac{pq}{(p+1)(q+1)}$  of imaginary quadratic fields  $K$ ,  $P_E^*(D_K, 1, 1)$  has infinite order and

$$\text{ord}_3 |\text{III}(E/K)| = 2 \text{ord}_3 \left( \frac{[E(K) : \mathbb{Z}P_E^*(D_K, 1, 1)]}{c \cdot \prod_{q|N} c_q} \right) = 0.$$

In [Ja], James constructs some finite number of elliptic curves  $E$  such that for a positive proportion of imaginary quadratic fields  $K$ ,  $E$  has analytic rank zero over  $K$  and in [Ja1], he proves that these elliptic curves  $E$  satisfy a conjectural formula, following from the Birch and Swinnerton–Dyer conjecture, for the order of  $\text{III}(E/K)$  at 3. Recently we [B-J-K] found infinitely many elliptic curves  $E$  such that for a positive proportion of imaginary quadratic fields  $K$ ,  $E$  has analytic rank one over  $K$ . This gives evidence for a conjecture of Goldfeld [Go] on the analytic rank of  $E$  over  $K$ . However, for the order of  $\text{III}(E/K)$  when  $E$  has analytic rank one over  $K$ , much less is known except the first example in this direction  $E = X_0(11)$  for the 5-part of the Shafarevich–Tate group, which is studied by Gross [Gr] and Mazur [Ma1].

## 2. Preliminaries

Let  $E$  be an elliptic curve over  $\mathbb{Q}$  of conductor  $N$ . Let  $F$  be the associated newform, and for  $d|N$  let  $\omega_d = \pm 1$  be such that  $W_d F = \omega_d F$ , where  $W_d$  is the Atkin–Lehner involution.

Let  $p$  and  $q$  be distinct prime numbers such that  $p \neq 3$  and  $q \equiv -1 \pmod{9}$ . Let  $E^{pq}$  be an optimal elliptic curve over  $\mathbb{Q}$  of conductor  $pq$  satisfying the following conditions:

- (i)  $\omega_p = -1$ , i.e.,  $E^{pq}$  has split multiplicative reduction at  $p$  and  $\omega_q = 1$ , i.e.,  $E^{pq}$  has non-split multiplicative reduction at  $q$ .
- (ii)  $E^{pq}$  has a  $\mathbb{Q}$ -rational 3-torsion point.

Such a curve exists thanks to [B-J-K, p. 75].

In [B-J-K, Theorem 1.3 and Proposition 3.1], we prove the following proposition.

**Proposition 2.1.** *Let  $K$  be an imaginary quadratic field satisfying*

- (i)  *$p$  and  $q$  split in  $K$ ,*
- (ii) *3 does not divide the class number of  $K$ ,*
- (iii)  *$E^{pq}$  has no other  $K$ -rational torsion points besides  $\mathbb{Q}$ -rational 3-torsion points.*

*Then the Heegner point  $P_E^*(D_K, 1, 1) \in E^{pq}(K)$  has infinite order.*

Now we recall the result of Nakagawa and Horie [N-H] which is a refinement of the result of Davenport and Heilbronn [D-H]. Let  $m$  and  $N$  be two positive integers satisfying the following condition:

- (\*) If an odd prime number  $p$  is a common divisor of  $m$  and  $N$ , then  $p^2$  divides  $N$  but not  $m$ . Further if  $N$  is even, then (i) 4 divides  $N$  and  $m \equiv 1 \pmod{4}$ , or (ii) 16 divides  $N$  and  $m \equiv 8$  or  $12 \pmod{16}$ .

For any positive real number  $X > 0$ , we denote by  $S_-(X)$  the set of negative fundamental discriminants  $D > -X$ , and put

$$S_-(X, m, N) := \{D \in S_-(X) \mid D \equiv m \pmod{N}\}.$$

**Proposition 2.2** (Nakagawa and Horie). *Let  $D < 0$  be a negative fundamental discriminant and  $r_3(D)$  be the 3-rank of the class group of the imaginary quadratic field  $\mathbb{Q}(\sqrt{D})$ . Then for any two positive integers  $m, N$  satisfying (\*),*

$$\lim_{X \rightarrow \infty} \sum_{D \in S_-(X, m, N)} 3^{r_3(D)} / \sum_{D \in S_-(X, m, N)} 1 = 2.$$

From Proposition 2.2 and the following fact

$$\sum_{\substack{D \in S_-(X, m, N) \\ r_3(D)=0}} 3^{r_3(D)} + 3 \left( \sum_{D \in S_-(X, m, N)} 1 - \sum_{\substack{D \in S_-(X, m, N) \\ r_3(D)=0}} 3^{r_3(D)} \right) \leq \sum_{D \in S_-(X, m, N)} 3^{r_3(D)},$$

we can easily obtain the following lemma.

**Lemma 2.3.** Let  $D < 0$  be a negative fundamental discriminant and  $h(D)$  the class number of the imaginary quadratic field  $\mathbb{Q}(\sqrt{D})$ . Then for any two positive integers  $m, N$  satisfying (\*),

$$\liminf_{X \rightarrow \infty} \frac{\#\{D \in S_-(X, m, N) \mid h(D) \not\equiv 0 \pmod{3}\}}{\#S_-(X, m, N)} \geq \frac{1}{2}.$$

### 3. 3-part of the Shafarevich–Tate group

**Proposition 3.1.** Let  $K(\neq \mathbb{Q}(\sqrt{-3}))$  be an imaginary quadratic field satisfying

- (i)  $p$  and  $q$  split in  $K$ ,
- (ii)  $3$  does not divide the class number of  $K$ ,
- (iii)  $E^{pq}$  has no other  $K$ -rational 3-torsion points besides  $\mathbb{Q}$ -rational 3-torsion points.

Then  $\text{III}(E^{pq}/K)[3] = 0$ .

**Proof.** Since  $E^{pq}$  has a  $\mathbb{Q}$ -rational 3-torsion point, the composition factors of  $E^{pq}[3]$  are  $\mathbb{Z}/3\mathbb{Z}$  and  $\mu_3$ , so from the long exact sequence of Galois cohomology, we have the following exact sequence

$$0 \rightarrow H^1(G_{\bar{K}/K}, \mathbb{Z}/3\mathbb{Z}) \rightarrow H^1(G_{\bar{K}/K}, E^{pq}[3]) \rightarrow H^1(G_{\bar{K}/K}, \mu_3). \quad (1)$$

For a finite set  $S$  of places of  $K$ , we define

$$H^1(G_{\bar{K}/K}, M; S) := \{\xi \in H^1(G_{\bar{K}/K}, M) \mid \xi \text{ is unramified outside } S\}.$$

Then from (1), we have the following exact sequence

$$0 \rightarrow H^1(G_{\bar{K}/K}, \mathbb{Z}/3\mathbb{Z}; S) \rightarrow H^1(G_{\bar{K}/K}, E^{pq}[3]; S) \rightarrow H^1(G_{\bar{K}/K}, \mu_3; S). \quad (2)$$

Let  $S^{(3)}(E^{pq}/K)$  be the 3-Selmer group of  $E^{pq}$  over  $K$ . From [Si, Corollary 4.4, Ch. X], we know that

$$S^{(3)}(E^{pq}/K) \subseteq H^1(G_{\bar{K}/K}, E^{pq}[3]; S_1)$$

where  $S_1$  is the set of places of  $K$  containing the infinite place and the finite places dividing  $3pq$ .

Let  $v_3$  be a place of  $K$  which divides 3. From the condition (iii),  $E^{pq}(K)[3]$  injects in  $\bar{E}_{v_3}$ , where  $\bar{E}_{v_3}$  is the reduction of  $E$  modulo  $v_3$  (see [Si, Example 6.1.1, Ch. IV]). This implies that  $S^{(3)}(E^{pq}/K)$  is unramified at  $v_3$ , since  $E^{pq}/K$  has good reduction at  $v_3$  (see [Si, Proof of Proposition 4.1, Ch. VII]). So we have that

$$S^{(3)}(E^{pq}/K) \subseteq H^1(G_{\bar{K}/K}, E^{pq}[3]; S_2)$$

where  $S_2$  is the set of places of  $K$  containing the infinite place and the finite places dividing  $pq$ .

Let  $c_q$  be the index in  $E^{pq}(\mathbb{Q}_q)$  of the subgroup  $E_0^{pq}(\mathbb{Q}_q)$  of points which have nonsingular reduction modulo  $q$ . Then  $c_q$  is equal to 1 or 2 because  $\omega_q = 1$  (see [Si, Theorem 14.1(d), Appendix C]). From [S-S, Proposition 3.2], we know that

$$S^{(3)}(E^{pq}/K) \subseteq H^1(G_{\bar{K}/K}, E^{pq}[3]; S_3)$$

where  $S_3$  is the set of places of  $K$  containing the infinite place and the finite places dividing  $p$ .

Let  $\mathcal{O}_K^S := \{a \in K \mid v(a) \geq 0 \text{ for all places } v \text{ of } K, v \notin S\}$  be the ring of  $S$ -integers of  $K$  and  $\text{Cl}^S(K)$  the  $S$ -ideal class group of  $K$ ; it is the factor group of the ideal class group  $\text{Cl}(K)$  of  $K$  by its subgroup generated by classes of primes in  $S$ . We note that the order of  $\text{Cl}^S(K)$  divides the class number of  $K$ . By class field theory, we have

$$H^1(G_{\bar{K}/K}, \mathbb{Z}/3\mathbb{Z}; S) = \text{Hom}(\text{Cl}^S(K), \mathbb{Z}/3\mathbb{Z}).$$

So if 3 does not divide the class number of  $K$ , then  $H^1(G_{\bar{K}/K}, \mathbb{Z}/3\mathbb{Z}; S) = 0$ . From (2), we have the following exact sequence

$$0 \rightarrow H^1(G_{\bar{K}/K}, E^{pq}[3]; S) \rightarrow H^1(G_{\bar{K}/K}, \mu_3; S).$$

Thus we have that

$$S^{(3)}(E^{pq}/K) \subseteq H^1(G_{\bar{K}/K}, \mu_3; S_3).$$

Since

$$H^1(G_{\bar{K}/K}, \mu_3; S_3) \cong \{b \in K^*/K^{*3} \mid \text{ord}_v(b) \equiv 0 \pmod{3} \text{ for all } v \notin S_3\},$$

we have that

$$\dim_3 S^{(3)}(E^{pq}/K) \leq 2,$$

where  $\dim_3$  denotes the dimension of an  $\mathbb{F}_3$ -vector space.

From Proposition 2.1, we know that if  $K$  satisfies the above three conditions, then the Heegner point  $P_E^*(D_K, 1, 1) \in E^{pq}(K)$  has infinite order and  $E^{pq}(K)$  has rank 1,

$$E^{pq}(K)/3E^{pq}(K) \cong (\mathbb{Z} \oplus E^{pq}(K)_{\text{tor}})/3(\mathbb{Z} \oplus E^{pq}(K)_{\text{tor}}) \cong \mathbb{Z}/3\mathbb{Z} \oplus \mathbb{Z}/3\mathbb{Z}.$$

Thus from the following exact sequence

$$0 \rightarrow E^{pq}(K)/3E^{pq}(K) \rightarrow S^{(3)}(E^{pq}/K) \rightarrow \text{III}(E^{pq}/K)[3] \rightarrow 0,$$

we have that

$$S^{(3)}(E^{pq}/K) \cong \mathbb{Z}/3\mathbb{Z} \oplus \mathbb{Z}/3\mathbb{Z} \quad \text{and} \quad \text{III}(E^{pq}/K)[3] = 0. \quad \square$$

#### 4. Proof of Theorem 1.1

**Proposition 4.1.** *Let  $K$  be an imaginary quadratic field satisfying*

- (i)  $p$  and  $q$  split in  $K$ ,
- (ii) 3 does not divide the class number of  $K$ ,
- (iii)  $E^{pq}$  has no other  $K$ -rational 3-torsion point than  $\mathbb{Q}$ -rational 3-torsion points.

Let  $j(E^{pq})$  be the  $j$ -invariant of  $E^{pq}$  and  $v_p$  be a finite place dividing  $p$ . Assume that  $\text{ord}_3(\text{ord}_{v_p}(j(E^{pq}))) = 1$ . Then

$$\text{ord}_3\left(\frac{[E^{pq}(K) : \mathbb{Z}P_E^*(D_K, 1, 1)]}{c \cdot c_p \cdot c_q}\right) = 0.$$

**Proof.** In [B-J-K, Proposition 3.1], to prove that  $P_E^*(D_K, 1, 1) \in E^{pq}(K)$  has infinite order, we show that  $P_E^*(D_K, 1, 1)$  is not trivial in  $E_{D_K}^{pq}(\mathbb{Q})/3E_{D_K}^{pq}(\mathbb{Q})$ , where  $E_{D_K}^{pq}$  is the quadratic twist of  $E^{pq}$ . We note that  $E_{D_K}^{pq}(\mathbb{Q})$  is the  $(-)$ -eigenspace of  $\sigma \neq 1$  in  $\text{Gal}(K/\mathbb{Q})$  acting on  $E^{pq}(K)$ . We also note that  $\text{rank } E^{pq}(\mathbb{Q}) = 0$ , since  $\text{rank } E_{D_K}^{pq}(\mathbb{Q}) + \text{rank } E^{pq}(\mathbb{Q}) = \text{rank } E^{pq}(K) = 1$ . This implies that

$$\text{ord}_3([E^{pq}(K) : \mathbb{Z}P_E^*(D_K, 1, 1)]) = \text{ord}_3|E^{pq}(K)_{\text{tor}}| = 1.$$

Since  $E^{pq}$  is optimal and its conductor  $pq$  is square-free,  $c = 1$  (see [Ma, Corollary 4.1]). And  $\text{ord}_3(c_p) = 1$  because  $\omega_p = -1$  and  $\text{ord}_3(\text{ord}_{v_p}(j(E^{pq}))) = 1$  (see [Si, Corollary 15.2.1, Appendix C]). And  $c_q = 1$  or  $2$  because  $\omega_q = 1$ . So we have that

$$\text{ord}_3(c \cdot c_p \cdot c_q) = 1$$

and we complete the proof.  $\square$

**Proof of Theorem 1.1.** Let  $E' : y^2 + a_1xy + a_3y = x^3$ ,  $a_1, a_3 \in \mathbb{Z}$ . Then the point  $(0, 0) \in E'(\mathbb{Q})$  is a 3-torsion point. In [B-J-K], using a result of the binary Goldbach problem for polynomials, we show that there are infinitely many elliptic curves  $E'^{pq} : y^2 + a_1xy + a_3y = x^3$ ,  $a_1, a_3 \in \mathbb{Z}$  of discriminant  $\Delta = a_3^2(a_1^3 - 27a_3) = p^3q$  and conductor  $N = pq$ , where  $p, q$  are different primes such that  $p \neq 3$ ,  $q \equiv -1 \pmod{9}$ , more precisely,  $q \equiv -1 \pmod{27}$  (see [B-J-K, Proof of Theorem 1.1]) and  $\omega_p = -1$ ,  $\omega_q = 1$ . Let  $E^{pq}$  be the optimal elliptic curve in the isogeny class of  $E'^{pq}$ . Since  $E^{pq}$  has also a  $\mathbb{Q}$ -rational 3-torsion point by [Du, Va],  $E^{pq}$  can be also defined by the Weierstrass equation of the form  $E^{pq} : y^2 + b_1xy + b_3y = x^3$ ,  $b_1, b_3 \in \mathbb{Z}$  of discriminant  $\Delta = b_3^3(b_1^3 - 27b_3)$  (see [Ku, Table 3]). By a change of variables, we can assume that  $b_1, b_3 \in \mathbb{Z}$ ,  $b_3 > 0$  and there is no integer  $u$  such that  $u|b_1$  and  $u^3|b_3$ . Then we can see that  $E^{pq} : y^2 + b_1xy + b_3y = x^3$  is a minimal Weierstrass equation for  $E^{pq}$  by checking the valuation of  $\Delta$  and  $c_4 = b_1(b_1^3 - 24b_3)$ .

If a prime  $t$  divides  $b_1$  and  $b_3$ , then  $E^{pq}$  has additive reduction at  $t$ . So we can assume that  $b_1$  and  $b_3$  are relatively prime. Then for every prime factors  $t$  of  $b_3$ ,  $E^{pq}$  has split multiplicative reduction at  $t$ , for every prime factors  $t \equiv -1 \pmod{3}$  of  $(b_1^3 - 27b_3)$ ,  $E^{pq}$  has non-split multiplicative reduction at  $t$ , and for every prime factors  $t \equiv 1 \pmod{3}$  of  $(b_1^3 - 27b_3)$ ,  $E^{pq}$  has split multiplicative reduction at  $t$  because the slopes of the tangent lines at the node  $(-b_1^2/9, b_1^3/27) \in E^{pq}(\mathbb{F}_t)$  are  $(-3b_1 \pm b_1\sqrt{-3})/6$ . So the condition that  $E^{pq}$  has split multiplication at  $p$ , i.e.,  $\omega_p = -1$  and  $E^{pq}$  has non-split multiplication at  $q$ , i.e.,  $\omega_q = 1$  implies that  $b_3 = p^r$  and  $b_1^3 - 27b_3 = \pm q^s$ .

If

$$\begin{aligned} \text{ord}_3(\text{ord}_{v_p}(j(E^{pq}))) &= \text{ord}_3\left(\text{ord}_{v_p}\left(\frac{b_1^3(b_1^3 - 24b_3)^3}{b_3^3(b_1^3 - 27b_3)}\right)\right) \\ &= \text{ord}_3(\text{ord}_{v_p}(b_3^{-3})) > 1, \end{aligned}$$

then  $b_3 = p^{3r'}$  and  $b_1^3 - 27b_3 = \pm q^s$  is factored by

$$b_1^3 - (3p^{r'})^3 = (b_1 - 3p^{r'})(b_1^2 + 3b_1p^{r'} + 9p^{2r'}).$$

We can see that  $b_1 - 3p^{r'}$  and  $b_1^2 + 3b_1p^{r'} + 9p^{2r'}$  are relatively prime. So  $b_1 - 3p^{r'} = \pm 1$  or  $b_1^2 + 3b_1p^{r'} + 9p^{2r'} = \pm 1$ . But  $b_1^2 + 3b_1p^{r'} + 9p^{2r'}$  can not be equal to  $\pm 1$ . Suppose that  $b_1 - 3p^{r'} = \pm 1$ . Then  $b_1 > 0$  and  $b_1^2 + 3b_1p^{r'} + 9p^{2r'} > 0$ . If  $b_1 - 3p^{r'} = 1$ , then

$$b_1^3 - 27b_3 = (3p^{r'} + 1)^3 - 27p^{3r'} = 27p^{2r'} + 9p^{r'} + 1 - 27p^{3r'} = q^s.$$

If  $s$  is odd, then the left-hand side of this equation is congruent to 1 modulo 9, but the right-hand side of this equation is congruent to  $-1$  modulo 9. So it is impossible. If  $s$  is even, then we have

$$p^{2r'} + p^{r'}/3 - p^{3r'} = (q^s - 1)/27,$$

and  $(q^s - 1)/27$  is an integer, since  $q \equiv -1 \pmod{27}$ . So  $p$  should be equal to 3, but it is contraction to the condition of  $E^{pq}$ . Thus  $b_1 - 3p^{r'}$  can not be equal to 1. Similarly, we can show that  $b_1 - 3p^{r'}$  can not be equal to  $-1$ . Thus  $\text{ord}_3(\text{ord}_{v_p}(j(E^{pq})))$  should be equal to 1.

So for the imaginary quadratic field  $K$  satisfying the conditions in Proposition 3.1 and Proposition 4.1, we have that

$$\text{ord}_3 |\text{III}(E^{pq}/K)| = 2\text{ord}_3 \left( \frac{[E^{pq}(K) : \mathbb{Z}P_E^*(D_K, 1, 1)]}{c \cdot c_p \cdot c_q} \right) = 0.$$

Now we compute the number of imaginary quadratic fields  $K$  satisfying the conditions in Proposition 3.1 and Proposition 4.1. It is known that when  $X \rightarrow \infty$ ,

$$\begin{aligned} \sharp S_-(X) &\sim \frac{3X}{\pi^2}, \\ \sharp S_-(X, m, N) &\sim \frac{3X}{\pi^2 \varphi(N)} \prod_{p|N} \frac{q}{p+1}, \end{aligned}$$

where  $p$  runs over all the prime divisors of  $N$  and  $q = 4$  if  $p = 2$ ,  $q = p$  otherwise, and  $\varphi$  is the Euler function (see [N-H, Proposition 2]). Thus from Lemma 2.3, we obtain the following estimates:

$$\liminf_{X \rightarrow \infty} \frac{\sharp \{D \in S_-(X) \mid h(D) \not\equiv 0 \pmod{3}, (\frac{D}{p}) = 1 \text{ and } (\frac{D}{q}) = 1\}}{\sharp S_-(X)} \geq \frac{1}{8} \cdot \frac{pq}{(p+1)(q+1)}.$$

And we know that there are only finitely many imaginary quadratic fields  $K$  such that  $E(K)$  has other  $K$ -rational 3-torsion point besides  $\mathbb{Q}$ -rational 3-torsion points (see [Si, Exercise 8.17]). So at least  $\frac{1}{8} \cdot \frac{pq}{(p+1)(q+1)}$  of imaginary quadratic fields  $K$  satisfy the conditions in Proposition 3.1 and Proposition 4.1. Thus we complete the proof of Theorem 1.1.  $\square$

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