February 6, 2020 Nasdaq Futures, Inc.

 FMC Tower, Level 8,

Christopher J. Kirkpatrick 2929 Walnut Street

Office of the Secretariat Philadelphia, PA 19104 / USA

Commodity Futures Trading Commission

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1155 21st Street, NW

Washington, DC 20581

**Rule Self-Certification: Rule Certification to Eliminate Execution Fees for all Dry Freight Futures and Options Transactions**

**Reference File: SR-NFX-2020-04**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (“Act”), and Section 40.6 of the Commission’s regulations thereunder, NASDAQ Futures, Inc. (“NFX” or “Exchange”) submits this self-certification to eliminate all execution fees for Dry Freight Futures and Futures Options (“Dry Freight”) Transactions and expand the Energy Futures Clearing Fee Rebate Program to include transactions that close Dry Freight Open Interest (“OI”). The rule change will take effect on February 21, 2020, for trade date February 24, 2020.

**Elimination of Execution Fees**

On November 12, 2019, NFX announced that it had sold the core assets of the Exchange to EEX Group. The Exchange is now encouraging market participants to close existing OI on the Exchange and establish substantially identical positions on the EEX platform, or its subsidiary, Nodal Exchange (“Nodal”). The Exchange has taken multiple steps to ease the transition of its membership and customers to these platforms. The first step in that process was working with member firms and their customers to facilitate the migration of OI in Dry Freight from NFX to EEX. To that end, on December 12, 2019, January 15, 2020 and January 29, 2020, the Exchange conducted matching sessions to identify and match offsetting OI in Dry Freight and close those positions on NFX and open substantially similar positions on EEX. To facilitate the closing of the remaining Dry Freight OI, the Exchange is eliminating execution fees for all transactions.

**Clearing Fee Rebate Program**

 The Exchange is also amending the Energy Futures Clearing Fee Rebate Program (the “Rebate Program”) to provide market participants a rebate for all clearing fees assessed by the Options Clearing Corporation (“OCC”) when they close Dry Freight OI.[[1]](#footnote-1) Under the amended terms of the Rebate Program, any market participant that closes their entire Dry Freight OI prior to March 13, 2020, may apply to the Exchange for a full rebate of the OCC clearing fees associated with those closing transactions. The Rebate Program will apply to any transaction closing OI in Dry Freight that takes place between February 6, 2020 and March 13, 2020 (the “Rebate Period”). Any market participant that continues to hold Dry Freight OI after March 13, 2020 will be unable to claim a rebate for any transaction closing OI taking place during the Rebate Period.

The Exchange believes the Fee elimination and Rebate Program complies with the Core Principles and the Act. In particular, they comply with Core Principle 2 (Compliance with Rules) and Core Principle 7 (Availability of General Information). Consistent with Core Principle 7 - Availability of General Information, the Exchange will post general information, including the NFX Rulebook as amended herein, on its website: [business.nasdaq.com/futures](http://business.nasdaq.com/nasdaq-futures/nfx-market).

**Certifications**

The Exchange hereby certifies that the rule amendment set forth herein complies with the Act and the Commission’s regulations thereunder. The Exchange also certifies that notice of pending certification and a copy of this submission have been concurrently posted on the Exchange’s website: [business.nasdaq.com/futures](http://business.nasdaq.com/nasdaq-futures/nfx-market). If you require any additional information regarding this submission, please contact Aravind Menon at (301) 978-8416 or aravind.menon@nasdaq.com. Please refer to SR-NFX-2020-04 in any related correspondence.

Regards,



Kevin Kennedy

Chief Executive Officer

Attachments: Exhibit A Nasdaq Futures Fee Schedule

 Exhibit B NFX Energy Futures Clearing Fee Rebate Program

1. See SR-NFX-2020-02, initial rule certification implementing the Energy Futures Clearing Fee Rebate Program. [↑](#footnote-ref-1)