

Amendments  
Nodal Exchange Rulebook

**9.4 Confidentiality**

Except as provided in Rule 9.2, all information provided by a Participant to the Exchange shall be held in confidence and shall not be made known to any other Person except as follows:

- (a) with the consent of the Participant providing such information;
- (b) to a government agency or the regulatory authority of any foreign jurisdiction, if the Exchange ~~is requested or~~ legally required to do so by such ~~government agency~~foreign authority;
- ~~(e)~~ ~~— pursuant to legal process;~~
- ~~(d)~~(c) to ~~the~~ Clearing House and, if applicable, to the Participant's Clearing Member~~of which such Participant is a member or in connection with the clearing of a Nodal Contract~~;
- ~~(e)~~(d) subject to appropriate confidentiality requirements, to any Person providing services to the Exchange~~-~~, including but not limited to the Regulatory Services Provider;
- ~~(f)~~(e) to Affiliates of the Exchange, the Board, any committee, Exchange Officials, attorneys and auditors, and to agents and independent contractors that have been engaged by the Exchange who require such information in connection with the discharge of their duties to the Exchange; and
- ~~(g)~~(f) as otherwise permitted under the Rules and the Participant Agreement.