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October 27, 2015

## **VIA CFTC PORTAL**

Commodity Futures Trading Commission Attention: Chris Kirkpatrick, Secretary Three Lafayette Centre 1155 21<sup>st</sup> Street, NW Washington, DC 20581

Re: Broker Incentive Programs: Emergency Certification Submission No. 15-06 Pursuant to Regulation 40.6(a)

Dear Mr. Kirkpatrick:

Pursuant to Commission Regulation 40.6(a), Nodal Exchange, LLC ("Nodal Exchange" or "Exchange") is notifying by self-certification that the Exchange has been continuing the Nodal Exchange Incentive Payments to Brokers ("Program") for the submission by Authorized Brokers of block trades, that qualify for the Program, to the Exchange for clearing. The complete description of the Program is attached hereto for which the Exchange seeks confidential treatment. This filing is effective immediately.

Exchange management has assessed the Program and certifies its compliance with the Commodity Exchange Act ("Act"), including the Commissions Regulations and the Core Principles. Specifically, the Program complies with Core Principle 4 (Prevention of Market Disruption), Core Principle 9 (Execution of Transactions) and Core Principle 12 (Protection of Market Participants). The Program is structured so that there are no incentives for participants to trade, or to engage in market abuses such as manipulative trading or wash trades. The Program does not impact order execution priority or otherwise give participants any execution preference or advantage. The Program does not impact the Exchange's ability to perform its trade practice and market surveillance obligations. The Exchange's surveillance staff and compliance personnel will continue to monitor trading to prevent manipulative trading and market abuse.

Nodal Exchange certifies that, concurrent with this submission, a notice of certification was posted on the Nodal Exchange website at <a href="https://www.nodalexchange.com">www.nodalexchange.com</a>. There have not been any opposing views expressed regarding the Program.

If you have any questions or need additional information regarding this submission, please contact me at 703-962-9835 or <a href="mailto:Herrera@nodalexchange.com">Herrera@nodalexchange.com</a>.

Sincerely,

Anita Herrera

General Counsel & Chief Regulatory Officer

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## Attachments:

- 1. Appendix A: Nodal Exchange Incentive Payments to Brokers Program CONFIDENTIAL TREATMENT REQUESTED
- 2. Request for Confidential Treatment