

December 13, 2024

VIA CFTC PORTAL

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

Re: CFTC Regulation 40.6(a) Certification: Modification to 12/10/24 filing - Updates to Nodal Clear Charters

Dear Mr. Kirkpatrick:

Pursuant to Commodity Futures Trading Commission (“Commission” or “CFTC”) Regulation 40.6(a), Nodal Clear, LLC (“Nodal Clear” or the “Clearing House”) hereby notifies the Commission that it is self-certifying updates to the charters of Nodal Clear’s Risk Management Committee, Risk Management Advisory Committee and Risk Working Group (the “Nodal Charters”) that have been approved by the Nodal Clear Board.¹ The Nodal Charters are attached hereto. The Nodal Charters shall become effective on December 24, 2024.

Analysis of the Rule Amendments under DCO Core Principles

Nodal Clear management has assessed the Rule Amendments and their compliance with applicable provisions of the Commodity Exchange Act (“CEA”), including the Commission’s Regulations and DCO Core Principles. Nodal Clear has identified that the Nodal Charters may have some bearing on the following Core Principles:

Core Principle A – Compliance with Core Principles: The Nodal Charters codify Nodal’s compliance with new CFTC governance regulations requiring DCOs to establish a Risk Management Committee and Risk Working Group.

Core Principle D – Risk Management: The Nodal Charters will continue to ensure Nodal Clear’s ability to identify and manage the risks associated with discharging the responsibilities of a DCO.

Core Principle L – Public Information: The amended Risk Management Committee Charter will be posted on the Nodal Clear website along with this self-certification letter.

Core Principle O – Governance: The Nodal Charters provide additional forums for Nodal Clear to consider the views of clearing members and market participants.

Pursuant to Section 5c(c)(1) of the CEA and Commission Regulation 40.6(a), Nodal Clear certifies that the Nodal Charters comply with the CEA and the Commission’s Regulations thereunder. Nodal Clear is not aware of any opposing views expressed regarding the updates to the Nodal Charters. Nodal Clear certifies that this submission

¹ Capitalized terms not defined herein have the meaning set forth in the Nodal Clear Rulebook.

has been concurrently posted on the Nodal Clear website at www.nodalclear.com.

If you have any questions or need additional information regarding this submission, please contact me at 703-962-9864 or alvarez@nodalexchange.com.

Sincerely,

/s/Cody Alvarez

Cody Alvarez
Chief Compliance Officer
Corporate Counsel

Attachments:

Nodal Clear Risk Management Advisory Committee Charter (Redline) – Confidential Treatment Requested
Nodal Clear Risk Working Group Charter (Redline) – Confidential Treatment Requested
Nodal Clear Risk Management Committee Charter (Redline)