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part of eex group

December 20, 2024

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

Re: CFTC Regulation 40.6(a) Certification: Submission of Amendments to the Nodal Exchange Rulebook

Dear Mr. Kirkpatrick:

Nodal Exchange, LLC ("Nodal Exchange" or "Exchange") is notifying the Commodity Futures Trading Commission ("CFTC" or "Commission") that it is self-certifying amendments to the Nodal Exchange Rulebook ("Rules") pursuant to Commission Regulation 40.6(a). The Exchange is amending Rule 4.8.2 *Transfer of Positions With Change in Ownership*. The new amended Rule is attached hereto and indicates the specific text in red that is being added. The Exchange intends to implement the amended Rule on January 7, 2025.

Nodal Exchange Rule 4.8.2 *Transfer of Positions With Change in Ownership* is being amended to permit the transfer of positions, that involves a change in ownership, made for the purpose of facilitating a restructuring or consolidation of a partnership, investment fund or commodity pool – so long as the managing partner or pool operator remains the same, the transfers do not result in the liquidation of any open positions, and the pro rata allocation of positions in the new account do not result in more than a de minimis change in the value of the interest of any market participant. In addition, the Chief Regulatory Officer or the CRO's designee may, with the consent of the Clearing Members involved, permit the transfer of trades deemed to be in the best interest of the marketplace or to be the most appropriate means to remedy an error that resulted from the good faith acts or omissions of any Person.

Exchange management has assessed the amendments and their compliance with applicable provisions of the Act, including the Commissions Regulations and the Core Principles. Nodal Exchange has identified that the amendments may affect the following Core Principles as follows:

Core Principle 2 - Compliance with the Rules: The amendments to the Rules provide clarity and consistency with the Act for compliance with the Rules. Nodal Rules are applicable to all Nodal Exchange market participants.

Core Principle 4 - Prevention of Market Disruption: All activity performed on Nodal is subject to the Nodal Exchange Rulebook Section VI, which prohibits disruptive trading behavior and manipulation, subject to monitoring and surveillance by the Exchange's Division of Market Surveillance.

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Core Principle 7 – Availability of General Information: The amendments to the Rules provide clarity to market participants. The amended Rules are available to market authorities, Participants, Customers, Authorized Brokers and the public on the Exchange website.

Core Principle 12 - Protection of Markets and Market Participants: Section VI of the Nodal Exchange Rulebook protects the market and market participants from abusive, disruptive, fraudulent, noncompetitive and unfair conduct and trade practices.

Core Principle 13 - Disciplinary Procedures: Section VII of the Nodal Exchange Rulebook describes the disciplinary procedures of the Exchange that authorize the Exchange to discipline, suspend, or expel anyone on the Exchange that violates these rules.

Pursuant to Section 5c(c) of the Act and the Commission's Regulation 40.6, the Exchange certifies that the amended Rules comply with the Act and the Commission's Regulations thereunder. There have not been any opposing views expressed regarding the amendments to the Rules.

Nodal Exchange certifies that this submission has been concurrently posted on the Nodal Exchange website at www.nodalexchange.com.

If you have any question or need additional information regarding this submission, please contact me at 703-962-9853 or Markotic@nodalexchange.com.

> Sincerely,
>
> /s/ Max Markotic
>
> Managing Director

Attachment:
        Nodal Exchange Rule 4.8.2 – REDLINE

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