

May 22, 2015

Via CFTC Portal Submissions

Mr. Christopher Kirkpatrick Secretary of the Commission Office of the Secretariat Commodity Futures Trading Commission 3 Lafayette Centre 1155 21<sup>st</sup> Street, N.W. Washington D.C. 20581

## RE: Rule Certification: Nadex Amends its Listing Schedule for the June 30, 2015 Leap Second Event and the 2015 Independence Day Holiday – Submission pursuant to Commission Regulation §40.6(a)

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (the "Act"), and §40.6(a) of the regulations promulgated by the Commodity Futures Trading Commission (the "Commission") under the Act, North American Derivatives Exchange, Inc. ("Nadex") hereby submits to the Commission its intent to delay the open of the Exchange to 9:00pm ET on trade date July 1, 2015 (calendar date June 30, 2015), in order to accommodate the 'leap second' which will be added at 7:59:60pm ET.

The decision to delay the opening of the Exchange was made to conform to the listing hours for the underlying indices and commodities markets upon which Nadex contracts are based. It is also anticipated that currency markets may have insufficient liquidity to enable markets makers to price an accurate market, and furthermore that a lack of underlying midpoint prices that fall within the allotted time criteria for collection of the prices used in the settlement process will result in failed settlement value calculations. Accordingly, Daily Currency Binary contracts listed at 8:00pm ET on trade date June 30 that would normally expire at 7:00pm ET on trade date July 1, 2015, will have an early expiration at 5:00pm ET on trade date June 30, 2015. Intraday Currency Binary and Variable Payout contracts which would normally be listed at 8:00pm ET and expire at 10:00pm ET will open at 9:00pm ET when the Exchange re-opens, and will settle at their regular 10:00pm time. No Japan 225 or China 50 contracts will be available for trading on trade date July 1, 2015. All other contracts will open when the Exchange re-opens at 9:00pm ET, or at their regular listing times, and close at their regular times.

Additionally, Nadex hereby submits to the Commission its intent to amend its listing schedule for the week of June 29, 2015 for the 2015 Independence Day holiday.

Nadex will observe the following product specific trading hours for the week of June 29, 2015:

North American Derivatives Exchange, Inc., 311 South Wacker Drive, Suite 2675, Chicago, IL 60606

**Monday, June 29, 2015:** The Exchange will open and close at its regular times on this trade date. All Weekly contracts listed on this date will have a settlement date of Thursday, July 2, 2015.

Tuesday, June 30, 2015: The Exchange will open at its regular time on this trade date.

• Daily Currency Binary contracts listed at 8:00pm ET on trade date June 30 that would normally expire at 7:00pm ET on trade date July 1, 2015, will have an early expiration at 5:00pm ET on trade date June 30, 2015.

Wednesday, July 1, 2015: The Exchange will have a modified schedule as follows -

- The Exchange will be closed from 6:00pm ET until 9:00pm ET.
- No Japan 225 or China 50 contracts will be available for trading on this date.
- Intraday Currency Binary and Variable Payout contracts which would normally be listed at 8:00pm ET and expire at 10:00pm ET will open at 9:00pm ET when the Exchange re-opens, and will settle at their regular 10:00pm time.
- All other contracts will open when the Exchange re-opens at 9:00pm ET, or at their regular listing times, and close at their regular times.

Thursday, July 2, 2015: Nadex will observe the following modified schedule:

- All Corn and Soybean contracts will open at their regular times and close at 1:00pm ET.
- All Wall Street 30, US Tech 100, US 500, and US SmallCap 2000 contracts which would close at 4:15pm ET will open at their regular times and close at 1:15pm ET. Intraday 2-Hour contracts with a close time of 2:00pm ET, 3:00pm ET, and 4:00pm ET will not be listed. Intraday 20-Minute contracts with a close time of 1:20pm, 1:40pm, 2:00pm, 2:20pm, 3:00pm, 3:00pm, 3:20pm, 3:40pm, 4:00pm ET will not be listed.
- All Daily and 8-hour FTSE 100 and Germany 30 contracts will open at their regular times and close at 1:00pm ET. Intraday FTSE 100 contracts with a close time of 4:00pm ET will not be listed. Intraday Germany 30 contracts with a close time of 2:00pm, 3:00pm, and 4:00pm ET will not be listed.
- No Currency contracts with an expiration date of July 3 will be listed. Intraday 2-Hour Currency contracts with a close time of 4:00pm ET and 5:00pm ET will not be listed. Intraday 5-Minute Currency contracts with a close time between 3:05pm 4:55pm ET will not be listed.
- All Japan 225 and China 50 contracts will open and close at their regular times.
- All Gold, Silver, Copper, Crude, and Natural Gas contracts will open and close at their regular times.
- Jobless Claims and Nonfarm Payrolls contracts will have a settlement date of July 2, 2015.
- The Exchange will close for trading at 3:00pm ET.

Friday, July 3, 2015: Nadex will be closed on Friday, July 3, 2015.

Nadex is making these amendments to its listing schedule for the 2015 Independence Day holiday to conform to the listing schedule for the underlying products upon which the Nadex derivatives are based. These amendments will be implemented for the start of business on June 29, 2015.

No Core Principles have been identified as potentially being impacted by the delayed Exchange open to accommodate the 'leap second', or by the amended contract listing times for the 2015 Independence Day holiday.

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No substantive opposing views were expressed to Nadex with respect to these amendments.

Nadex hereby certifies that the revisions contained herein comply with the Act, as amended, and the Commission Regulations adopted thereunder.

Nadex certifies that a copy of these amended listing hours was posted on its website at the time of this filing.

Should you have any questions regarding the above, please do not hesitate to contact me by telephone at (312) 884-0927 or by email at jaime.walsh@nadex.com.

Sincerely,

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Jaime M. Walsh Legal Counsel

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