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OFFICE OF THE SECRETARIAT

February 26, 2009

Via E-Mail: submissions@cftc.gov

Mr. David Stawick
Secretary of the Commission
Office of the Secretariat
Commodity Futures Trading Commission
3 Lafayette Centre
1155 21st Street, N.W.
Washington D.C. 20581

**RE: Rule Certification: HedgeStreet[®] Amendment to Relist Nonfarm Payrolls Binary Contracts –
Submission pursuant to Commission Regulation and 40.6(a)**

Dear Mr. Stawick:

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, HedgeStreet, Inc. ("HedgeStreet") hereby submits to the Commission its intent to amend and relist Nonfarm Payrolls Binary Contracts as represented in Rule 12.30. The effective date of the amendments will be March 2, 2009:

The aforementioned amendments are summarized in Exhibit A. The applicable rule amendments are defined in Exhibit B. Any rule deletions are stricken out while the amendments and/or additions are underlined.

No contracts that have open interest will be affected by these amendments.

No substantive opposing views were expressed to HedgeStreet with respect to any of these actions.

HedgeStreet hereby certifies that the Contracts and the clearing of the Contracts, including all rules defining the terms and conditions of said Contracts contained herein, comply with the Act and the Commission Regulations adopted thereunder.

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Should you have any questions regarding the above, please do not hesitate to contact me by telephone at (312) 884-0171 or by email at tmcdermott@hedgestreet.com.

Sincerely,



Timothy G. McDermott
General Counsel and Chief Compliance Officer

CC: DMOSubmission@cftc.gov
Jon Hultquist – CFTC (Acting Branch Chief, DMO, Chicago)
Tom Leahy - CFTC
Riva Adriance – CFTC
Nancy Markowitz – CFTC

Ed Dasso – NFA
Yossi Beinart - HedgeStreet, Inc.

EXHIBIT A

12.30	Nonfarm Payrolls	Monthly (8:25am ET)	Amend Payout Criteria and other provisions for Binary Hedgelet contracts	3/2/2009

EXHIBIT B

Amendments to Rules 12.30

(The following new Rule additions are underlined and deletions are stricken out)

RULE 1.1 – RULE 12.29 [Unchanged]

RULE 12.30 NONFARM PAYROLLS BINARY HEDGELET CONTRACTS

(a) – (e) [Unchanged]

(f) **PAYOUT CRITERION** - The Payout Criterion for each Contract will be set by HedgeStreet at the time the Binary Contracts are initially issued. For the Nonfarm Payrolls Binary Hedgelet Contract, the Payout Criteria for the Contracts will be set as follows:

(i) MONTHLY NONFARM PAYROLLS BINARY CONTRACTS

(1) ~~At the commencement of trading in a Monthly Nonfarm Payrolls Binary Contract, HedgeStreet shall list all eligible Payout Criteria in a range of eleven (11) consecutive increments of twenty five thousand (25,000) with the maximum value of the Payout Criteria not to exceed six hundred thousand (600,000) and the minimum value of the Payout Criteria not to fall below negative five hundred thousand (-500,000). For example, HedgeStreet may list the following range of Payout Criteria: -50,000, -25,000, 0, 25,000, 50,000, 75,000, 100,000, 125,000, 150,000, 175,000, and 200,000. For the following series, HedgeStreet may list the following range of Payout Criteria: 25,000, 50,000, 75,000, 100,000, 125,000, 150,000, 175,000, 200,000, 225,000, 250,000, and 275,000.~~

(1) At the commencement of trading in a Monthly Nonfarm Payrolls Binary Contract, HedgeStreet shall list all eligible Payout Criteria in a range of five (5) consecutive increments of either 25,000, 50,000, 75,000, 100,000, or 150,000, as determined by HedgeStreet, with the maximum value of the Payout Criteria not to exceed 1,000,000 and the minimum value of the Payout Criteria not to fall below -1,000,000, and the contract payout criteria of greater than or equal to (>=). For example, HedgeStreet may list the following range of Payout Criteria (using the 75,000 increment): -748,000, -673,000, -598,000, -523,000, and -448,000. For the next issuance, HedgeStreet may list the following range of Payout Criteria (using a 50,000 increment): 200,000, 250,000, 300,000, 350,000, and 400,000.

(2) In each case above, "X" equals the first Payout Criteria listed. In the first example above, this is -748,000 -50,000; in the second example above, this is 200,000 25,000.

(ii) – (iii) [Unchanged]

(g) **MINIMUM TICK** – The Minimum Tick size for the Nonfarm Payrolls Binary Hedgelets shall be \$0.2550.

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(h) REPORTING LEVEL – The Reporting Level for the \$100 Nonfarm Payrolls Binary Hedgelets shall be 12,500 ~~25~~ contracts.

(i) [Unchanged]

(j) LAST TRADING DATE – The Last Trading Date in a Series is the same day as the Expiration Date. The Nonfarm Payrolls Contracts will stop trading on the Last Trading Date at 8:25~~20~~ AM ET.

(k) – (o) [Unchanged]

RULE 12.31 – RULE 12.80 [Unchanged]

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