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March 1, 2013

Via E-Mail: [submissions@cftc.gov](mailto:submissions@cftc.gov)

Ms. Melissa Jurgens  
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: Self-Certification Rule Amendments – Delisting Contracts: Nadex Delists its 2:00PM and 3:00PM ET FTSE 100<sup>®</sup> Future Variable Payout and Binary 2-Hour Intraday Contracts, Intent to Not List FTSE 100 Future and Germany 30 Variable Payout and Binary 2-Hour Intraday Contracts on the Three Business Days Following End Date of Underlying – Submission Pursuant to Commission Regulation §40.6(a)**

Dear Ms. Jurgens:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (“Act”), and section §40.6(a) of the regulations promulgated by the Commodity Futures Trading Commission (the “Commission”) under the Act (the “Regulations”), North American Derivatives Exchange, Inc. (“Nadex”, the “Exchange”) hereby submits to the Commission its intent to delist its 2:00PM and 3:00PM ET FTSE 100<sup>®</sup> Future Variable Payout and Binary 2-Hour Intraday Contracts. Nadex also intends to not list its FTSE 100 Future and Germany 30 Variable Payout and Binary 2-Hour Intraday Contracts on the three business days following the End Date of the Underlying.

Nadex has identified the following Core Principles as potentially being impacted by the delisting of certain 2-Hour FTSE 100 and Germany 30 Variable Payout and Binary Contracts: 38.253(a)(2) Monitoring the Continued Appropriateness of the Methodology for Deriving the Index and 39.12(b) Product Eligibility. As part of our monitoring of the underlying markets and settlement of our existing Contracts, we have determined that the liquidity in the relevant underlying markets for the FTSE 100 and Germany 30 Binary and Spread Contracts during the week of the roll of the Underlying from one

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delivery month to the next delivery month are not consistently maintaining an appropriate level of activity for a robust market in and settlement of the derivative contracts listed on Nadex for that limited period of time. The same condition has been determined to exist during the 2:00 pm ET and 3:00 pm ET expirations for the FTSE 100 Binary and Spread Contracts generally. Accordingly, Nadex will discontinue listing these contracts.

As all of the contracts to be delisted are Intraday Contracts, no Member will have open interest at the time the contracts are delisted.

Rule changes have been outlined in Exhibit A, and Rule amendments are attached hereto in Exhibit B. Rule amendments and additions have been underlined and deletions have been stricken out.

Nadex intends to implement these amendments on trade date March 4, 2013.

No substantive opposing views were expressed to Nadex with respect to this amendment.

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

Nadex hereby certifies that a copy of these amendments 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) 884-0171 or by email at [tim.mcdermott@nadex.com](mailto:tim.mcdermott@nadex.com).

Sincerely,



Timothy G. McDermott  
General Counsel and Chief Regulatory Officer

cc: [DMOSubmission@cftc.gov](mailto:DMOSubmission@cftc.gov)  
Jon Hultquist – CFTC (Acting Branch Chief, DMO, Chicago)  
Tom Leahy – CFTC  
Riva Adriance – CFTC  
Nancy Markowitz – CFTC  
Eileen Donovan - CFTC

Yossi Beinart - Nadex

**EXHIBIT A**

<b>Rule</b>	<b>Asset</b>	<b>Duration/ Close Time</b>	<b>Action</b>	<b>Effective Date</b>
12.48	FTSE 100 <sup>®</sup> Future Variable Payout Contracts 2- Hour Intraday Contracts	10:00AM, 11:00AM, 12:00PM, 1:00PM, 2:00PM, 3:00PM, 4:00PM Close	Delist Intraday 2-Hour 2:00PM and 3:00PM Close; Not list Intraday 2-Hour Contracts on the 3 business days immediately following the End date of the Underlying.	3/4/2013
12.49	FTSE 100 Future Binary Contracts 2-Hour Intraday Contracts	5:00AM, 6:00AM, 7:00AM, 8:00AM, 9:00AM, 10:00AM, 11:00AM, 12:00PM, 1:00PM, 2:00PM, 3:00PM Close	Delist Intraday 2-Hour 2:00PM and 3:00PM Close; Not list Intraday 2-Hour Contracts on the 3 business days immediately following the End date of the Underlying.	3/4/2013
12.50	Germany 30 Variable Payout Contracts 2-Hour Intraday Contracts	10:00AM, 11:00AM, 12:00PM, 1:00PM, 2:00PM, 3:00PM, 4:00PM Close	Not list Intraday 2- Hour Contracts on the 3 business days immediately following the End date of the Underlying.	3/4/2013
12.51	Germany 30 Binary Contracts 2-Hour Intraday Contracts	5:00AM, 6:00AM, 7:00AM, 8:00AM, 9:00AM, 10:00AM, 11:00AM, 12:00PM, 1:00PM, 2:00PM, 3:00PM Close	Not list Intraday 2- Hour Contracts on the 3 business days immediately following the End date of the Underlying.	3/4/2013

## **EXHIBIT B**

Amendment of 12.48, 12.49, 12.50, and 12.51

*(The following Rule amendments are underline and deletions are stricken out)*

RULE 1.1 - 12.47 [UNCHANGED]

RULE 12.48 FTSE 100<sup>®</sup> FUTURE VARIABLE PAYOUT CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the FTSE 100 Future Variable Payout Contracts issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Contracts is the price (in British Pounds) of the FTSE 100 Futures contracts (“FFC”) traded on the Liffe<sup>®</sup> exchange (Liffe).<sup>1</sup> The FFC trade prices that will be used for the Underlying will be taken from four (4) FFC delivery months: March, June, September, or December (each a “FFC Delivery Month”). The date on which a new delivery month will be used as the Underlying for Nadex contracts (i.e. “Start Date”) is one calendar day after the End Date for the previous delivery month contract. The last day on which a delivery month will be used as the Underlying for Nadex contracts (i.e. “End Date”) is the Monday of the week of the Underlying futures contracts Expiration Date. For example, the Liffe FTSE 100 March 2012 futures have an Expiration Date of March 16, 2012. The last day on which the FTSE100 March 2012 futures prices will be used as the Underlying for Nadex contracts and to calculate the Expiration Value on the Expiration Date for the relevant FTSE 100 contracts will be the Monday of the week of the Liffe FTSE 100 March 2012 futures contracts Expiration Date (i.e. March 16, 2012). Therefore, the End Date for using Liffe FTSE 100

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March 2012 futures will be March 12, 2012 and the Start Date for the next delivery month, Liffe FTSE 100 June 2012 futures, will be March 13, 2012<sup>2</sup>.

(c) SOURCE AGENCY – The Source Agency is Nadex.

(d) TYPE – The Type of Contract is a Variable Payout Contract.

(e) ISSUANCE – For each planned release by the Source Agency of the Underlying, Nadex will issue various Contracts, each of a different Series. A new issuance of Contracts will commence no later than two (2) business days following the Expiration Date.

(f) PAYOUT CRITERION – The Payout Criterion for each Contract will be set by Nadex at the time the Variable Payout Contracts are initially issued. For the FTSE 100 Future Variable Payout Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY FTSE 100<sup>®</sup> VARIABLE PAYOUT SPREAD FUTURE CONTRACTS, 4:00 PM ET CLOSE - At the commencement of trading in a Daily Spread FTSE 100 Future Variable Payout Contract, Nadex shall list one (1) Variable Payout Contract, referred to as a ‘Spread’, which conforms to the Payout Criteria listed below:

(1) DAILY FTSE 100<sup>®</sup> VARIABLE PAYOUT ‘SPREAD’ CONTRACT

(aa) CAP – The Cap shall be  $X + 200$ .

(bb) FLOOR – The Floor shall be  $X - 200$ .

(cc) DOLLAR MULTIPLIER – The Dollar Multiplier shall be 1.

(2) In each case, “X” equals the last FTSE 100 Future price, as reported by the Source Agency, rounded to the nearest 100.

(ii) DAILY FTSE 100<sup>®</sup> FUTURE VARIABLE PAYOUT SPREAD CONTRACTS, 4:00 PM ET CLOSE - Nadex shall list a set of three (3) Variable Payout Contracts with overlapping ranges, which conform to the Payout Criteria listed below:

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<sup>2</sup> Weekly contracts listed on a Monday during a week containing an Underlying futures rollover date will be listed using the Underlying futures month scheduled to be used to determine the settlement value on the day the contract expires. For example, the End Date for the Liffe FTSE 100<sup>®</sup> March 2012 Underlying futures is March 12, 2012. March 12, 2012 is a Monday, however, and any Nadex weekly contracts listed on this date and expiring on Friday, March 16, 2012, will be listed using the Liffe FTSE 100<sup>®</sup> June 2012 futures as its Underlying, as June is the futures month scheduled to be used to determine the Settlement Value of the Nadex weekly contract on its expiration date. Therefore, the Start Date for the Liffe FTSE 100<sup>®</sup> June 2012 futures will be Monday, March 12, 2012 for any Nadex weekly contracts listed on this date.

- (1) CONTRACT 1: The Cap shall be X; The Floor shall be X – 200.
- (2) CONTRACT 2: The Cap shall be X + 100; The Floor shall be X – 100.
- (3) CONTRACT 3: The Cap shall be X + 200; The Floor shall be X.
- (4) DOLLAR MULTIPLIER – The Dollar Multiplier shall be 1.

(5) In each case, “X” equals the last FTSE 100 Future price, as reported by the Source Agency, rounded to the nearest 100.

(iii) INTRADAY FTSE 100<sup>®</sup> FUTURE VARIABLE PAYOUT SPREAD CONTRACTS, 8AM ET to 4:00 PM ET CLOSE - Nadex shall list a set of three (3) Variable Payout Contracts with overlapping ranges, which conform to the Payout Criteria listed below:

- (1) CONTRACT 1: The Cap shall be X; The Floor shall be X – 150.
- (2) CONTRACT 2: The Cap shall be X + 75; The Floor shall be X – 75.
- (3) CONTRACT 3: The Cap shall be X + 150; The Floor shall be X.
- (4) DOLLAR MULTIPLIER – The Dollar Multiplier shall be 1.

(5) In each case, “X” equals the last FTSE 100 Future price, as reported by the Source Agency, rounded to the nearest 25.

(iv) INTRADAY 2-HOUR FTSE 100<sup>®</sup> FUTURE VARIABLE PAYOUT SPREAD CONTRACTS, 10:00AM, 11:00AM, 12:00PM, 1:00PM, ~~2:00PM~~, ~~3:00PM~~ and 4:00PM ET CLOSE - Nadex shall list a set of three (3) Variable Payout Contracts that open 2 hours prior to the stated closing time(s) above with overlapping ranges, which conform to the Payout Criteria listed below:

- (1) CONTRACT 1: The Cap shall be X; The Floor shall be X – 50.
- (2) CONTRACT 2: The Cap shall be X + 25; The Floor shall be X – 25.
- (3) CONTRACT 3: The Cap shall be X + 50; The Floor shall be X.
- (4) DOLLAR MULTIPLIER – The Dollar Multiplier shall be 1.

(5) In each case, “X” equals the last FTSE 100 Future price, as reported by the Source Agency, rounded to the nearest 25.

(6) The Intraday 2-Hour FTSE<sup>®</sup> 100 Future Variable Payout Spread Contracts, 10:00AM, 11:00AM, 12:00PM, 1:00PM and 4:00PM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(v) Nadex may list additional Variable Payout Contracts with different ranges of Payout Criteria on a discretionary basis in accordance with the CEA and Commission Regulations.

(g) MINIMUM TICK – The Minimum Tick size for FTSE 100 Future Variable Payout Contracts shall be 1.

(h) REPORTING LEVEL – The Reporting Level for the FTSE 100 Future Variable Payout Contracts shall be 3,125 Contracts.

(i) POSITION LIMIT – The Position Limits for FTSE 100 Future Variable Payout Contracts shall be 62,500 Contracts.

(j) LAST TRADING DATE – The Last Trading Date of the Contract is the same date as the Settlement Date.

(k) SETTLEMENT DATE – The Settlement Date of the Contract shall be the same date as the Expiration Date.

(l) EXPIRATION DATE – The Expiration Date of the Contract shall be the date on which the FTSE 100 Future Expiration Value is released by the Source Agency.

(m) SETTLEMENT VALUE – The Settlement Value is the amount paid to the holder of either a Short or Long Variable Payout Contract on Settlement Date. The Settlement Value of a Variable Payout Contract is determined as described in the definition for Long and Short Variable Payout Contracts.

(n) EXPIRATION VALUE – The Expiration Value is the price or value of FTSE 100 Future released by the Source Agency on the Expiration Date. The Expiration Value is calculated by the Source Agency by taking the last twenty-five (25) FFC trade prices just prior to the close of trading of the FTSE 100 Future Variable Contract and removing the highest five (5) FFC trade prices and the lowest five (5) FFC trade prices, using the remaining fifteen (15) FFC trade prices to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) FFC trade prices, rounded to one decimal point past the precision of the underlying market.

(o) CONTINGENCIES – If no level is actually announced on the Expiration Date due to a delay, postponement or otherwise in such release announcement by the Source Agency, the Settlement Date will be delayed until the Underlying number is released for that Series.

## RULE 12.49 FTSE 100<sup>®</sup> FUTURE BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the FTSE 100 Future Binary Contract issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Binary Contracts is the price (in British Pounds) of the FTSE 100 Futures contracts (“FFC”) traded on the Liffe<sup>®</sup> exchange (Liffe).<sup>3</sup> The FFC trade prices that will be used for the Underlying will be taken from four (4) FFC delivery months: March, June, September, or December (each a “FFC Delivery Month”). The date on which a new delivery month will be used as the Underlying for Nadex contracts (i.e. “Start Date”) is one calendar day after the End Date for the previous delivery month contract. The last day on which a delivery month will be used as the Underlying for Nadex contracts (i.e. “End Date”) is the Monday of the week of the Underlying futures contracts Expiration Date. For example, the Liffe FTSE 100 March 2012 futures have an Expiration Date of March 16, 2012. The last day on which the FTSE100 March 2012 futures prices will be used as the Underlying for Nadex contracts and to calculate the Expiration Value on the Expiration Date for the relevant FTSE 100 contracts will be the Monday of the week of the Liffe FTSE 100 March 2012 futures contracts Expiration Date (i.e. March 16, 2012). Therefore, the End Date for using Liffe FTSE 100 March 2012 futures will be March 12, 2012 and the Start Date for the next delivery month, Liffe FTSE 100 June 2012 futures, will be March 13, 2012<sup>4</sup>.

(c) SOURCE AGENCY – The Source Agency is the Nadex.

(d) TYPE – The type of Contract is a Binary Contract.

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<sup>4</sup> Weekly contracts listed on a Monday during a week containing an Underlying futures rollover date will be listed using the Underlying futures month scheduled to be used to determine the settlement value on the day the contract expires. For example, the End Date for the Liffe FTSE 100<sup>®</sup> March 2012 Underlying futures is March 12, 2012. March 12, 2012 is a Monday, however, and any Nadex weekly contracts listed on this date and expiring on Friday, March 16, 2012, will be listed using the Liffe FTSE 100<sup>®</sup> June 2012 futures as its Underlying, as June is the futures month scheduled to be used to determine the Settlement Value of the Nadex weekly contract on its expiration date. Therefore, the Start Date for the Liffe FTSE 100 June 2012 futures will be Monday, March 12, 2012 for any Nadex weekly contracts listed on this date.



(e) ISSUANCE – For each planned release by the Source Agency of the Underlying, Nadex will issue various Contracts, each of a different Series. A new issuance of Contracts will commence no later than two (2) business days following the Expiration Date.

(f) PAYOUT CRITERION – The Payout Criterion for each Contract will be set by Nadex at the time the Binary Contracts are initially issued. For the FTSE 100 Future Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY FTSE 100 FUTURE BINARY CONTRACTS, 4:00 PM (ET) CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $X - 200$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $X - 180$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $X - 160$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $X - 140$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $X - 120$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $X - 100$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $X - 80$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $X - 60$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $X - 40$ .
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $X - 20$ .
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than  $X$ .
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  $X + 20$ .
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $X + 40$ .
- (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $X + 60$ .
- (15) Binary Contract 15: One Contract will have a Payout Criterion of greater than  $X + 80$ .
- (16) Binary Contract 16: One Contract will have a Payout Criterion of greater than  $X +$

100.

120. (17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  $X +$

140. (18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  $X +$

160. (19) Binary Contract 19: One Contract will have a Payout Criterion of greater than  $X +$

180. (20) Binary Contract 20: One Contract will have a Payout Criterion of greater than  $X +$

200. (21) Binary Contract 21: One Contract will have a Payout Criterion of greater than  $X +$

(22) In each case above, "X" equals the last FFC trade price, as reported by the Source Agency, rounded to the nearest twenty (20).

(ii) WEEKLY FTSE 100 FUTURE BINARY CONTRACTS, 4:00 PM (ET)

CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Y - 300$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Y - 250$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Y - 200$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Y - 150$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Y - 100$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Y - 50$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Y + 50$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Y + 100$ .

150. (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $Y +$

200. (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than  $Y +$

250. (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  $Y +$

300. (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $Y +$

(14) In each case above, "Y" equals the last FFC trade price, as reported by the Source Agency, rounded to the nearest value ending in either twenty-five (25) or seventy-five (75).

(iii) INTRADAY FTSE 100 BINARY CONTRACTS, 3:00 AM to 5:00 AM ET  
CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z1 - 60$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z1 - 45$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z1 - 30$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z1 - 15$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z1$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z1 + 15$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z1 + 30$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z1 + 45$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z1 + 60$ .

(10) In each case above,  $Z1$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 3:00AM to 5:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(iv) INTRADAY FTSE 100 BINARY CONTRACTS, 4:00 AM to 6:00 AM ET  
CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z2 - 60$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z2 - 45$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 - 30$ .

- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z2 - 15$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z2$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z2 + 15$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z2 + 30$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z2 + 45$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z2 + 60$ .

(10) In each case above,  $Z2$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 4:00AM to 6:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(v) INTRADAY FTSE 100 BINARY CONTRACTS, 5:00 AM to 7:00 AM ET

CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z3 - 60$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z3 - 45$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 - 30$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z3 - 15$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z3$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z3 + 15$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z3 + 30$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z3 + 45$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z3 + 60$ .

(10) In each case above,  $Z3$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 5:00AM to 7:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(vi) INTRADAY FTSE 100 BINARY CONTRACTS, 6:00 AM to 8:00 AM ET

CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z4 - 60$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z4 - 45$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z4 - 30$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z4 - 15$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z4$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z4 + 15$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z4 + 30$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z4 + 45$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z4 + 60$ .

(10) In each case above,  $Z4$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 6:00AM to 8:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(vii) INTRADAY FTSE 100 BINARY CONTRACTS, 7:00 AM to 9:00 AM ET

CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z5 - 60$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z5 - 45$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z5 - 30$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z5 - 15$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z5$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z5 + 15$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z5 + 30$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z5 + 45$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z5 + 60$ .

(10) In each case above,  $Z5$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 7:00AM to 9:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(viii) INTRADAY FTSE 100 BINARY CONTRACTS, 8:00 AM to 10:00 AM  
ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z6 - 60$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z6 - 45$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z6 - 30$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z6 - 15$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z6$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z6 + 15$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z6 + 30$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z6 + 45$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z6 + 60$ .

(10) In each case above,  $Z6$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 8:00AM to 10:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(ix) INTRADAY FTSE 100 BINARY CONTRACTS, 9:00 AM to 11:00 AM ET  
CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z7 - 60$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z7 - 45$ .

- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z7 - 30$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z7 - 15$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z7$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z7 + 15$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z7 + 30$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z7 + 45$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z7 + 60$ .

(10) In each case above,  $Z7$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 9:00AM to 11:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(x) INTRADAY FTSE 100 BINARY CONTRACTS, 10:00 AM to 12:00 PM ET

CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z8 - 60$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z8 - 45$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z8 - 30$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z8 - 15$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z8$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z8 + 15$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z8 + 30$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z8 + 45$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z8 + 60$ .

(10) In each case above,  $Z8$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 10:00AM to 12:00PM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

CLOSE (xi) INTRADAY FTSE 100 BINARY CONTRACTS, 11:00 AM to 1:00 PM ET

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z9 - 60$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z9 - 45$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z9 - 30$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z9 - 15$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z9$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z9 + 15$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z9 + 30$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z9 + 45$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z9 + 60$ .

(10) In each case above,  $Z9$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday FTSE 100 Binary Contracts, 11:00AM to 1:00PM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

CLOSE (xii) ~~INTRADAY FTSE 100 BINARY CONTRACTS, 12:00 PM to 2:00 PM ET~~

- ~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z10 - 60$ .~~
- ~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z10 - 45$ .~~
- ~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z10 - 30$ .~~
- ~~(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z10 - 15$ .~~
- ~~(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z10$ .~~
- ~~(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z10 + 15$ .~~



~~(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z10 + 30.~~

~~(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z10 + 45.~~

~~(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z10 + 60.~~

~~(10) In each case above, Z10 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

~~(xiii) INTRADAY FTSE 100 BINARY CONTRACTS, 1:00 PM to 3:00 PM ET~~

~~CLOSE~~

~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z11 - 60.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z11 - 45.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z11 - 30.~~

~~(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z11 - 15.~~

~~(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z11.~~

~~(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z11 + 15.~~

~~(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z11 + 30.~~

~~(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z11 + 45.~~

~~(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z11 + 60.~~

~~(10) In each case above, Z11 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

~~(xiv)~~(xii) Nadex may list additional FTSE 100 Future Binary Contract with different ranges of Payout Criteria on a discretionary basis in accordance with the CEA and Commission Regulations.

(g) MINIMUM TICK – The Minimum Tick size for the FTSE 100 Future Binary Contract shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the FTSE 100 Future Binary Contracts shall be 1,750 Contracts.

(i) **POSITION LIMIT** – The Position Limits for the FTSE 100 Future Binary Contracts shall be 2,500 Contracts.

(j) **LAST TRADING DATE** – The Last Trading Date in a Series is the same date as the Expiration Date.

(k) **SETTLEMENT DATE** – The Settlement Date in a Series is the same date as the Expiration Date.

(l) **EXPIRATION DATE** – The Expiration Date of the Contract will be the date for which the relevant FFC daily settlement price is released by the Source Agency.

(m) **SETTLEMENT VALUE** – The Settlement Value is the amount paid to the holder of the in-the-money Contract on the Settlement Date. The Settlement Value of an in-the-money FTSE 100 Future Binary Contract is \$100.

(n) **EXPIRATION VALUE** – The Expiration Value is the level of FFC release number on the Expiration Date. The Expiration Value is calculated by the Source Agency by taking the last twenty-five (25) FFC trade prices just prior to the close of trading of the FTSE 100 Future Binary Contract and removing the highest five (5) FFC trade prices and the lowest five (5) FFC trade prices, using the remaining fifteen (15) FFC trade prices to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) remaining FFC trade prices, rounded to one decimal point past the precision of the underlying market.

(o) **CONTINGENCIES** – If no daily settlement price of the relevant FFC is announced by the Source Agency, the Settlement Date will be delayed until such daily settlement price for that Series is released and publicly available.

## **RULE 12.50 GERMANY 30 VARIABLE PAYOUT CONTRACTS**

(a) **SCOPE** – These Rules shall apply to the Class of Contracts referred to as the Germany 30 Variable Payout Contracts issued by Nadex.

(b) **UNDERLYING** – The Underlying for this Class of Contracts is the price (in Euro Currency) of the DAX<sup>®</sup> Futures contracts (“DFC”) traded on the Eurex<sup>®</sup> exchange (Eurex).<sup>5</sup> The DFC trade prices that will be used for the Underlying will be taken from four (4) DFC delivery months: March, June, September, or December (each a “DFC Delivery Month”). The date on which a new delivery month will be used as the Underlying for Nadex contracts (i.e. “Start Date”) is one calendar day after the End Date for the previous delivery month contract. The last day on which a delivery month will be used as

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the Underlying for Nadex contracts (i.e. “End Date”) is the Monday of the week of the Underlying futures contracts Expiration Date. For example, the Eurex DAX March 2012 futures have an Expiration Date of March 16, 2012. The last day on which the DAX March 2012 futures prices will be used as the Underlying for Nadex contracts and to calculate the Expiration Value on the Expiration Date for the relevant DAX contracts will be the Monday of the week of the Eurex DAX March 2012 futures contracts Expiration Date (i.e. March 16, 2012). Therefore, the End Date for using Eurex DAX March 2012 futures will be March 12, 2012 and the Start Date for the next delivery month, Eurex DAX June 2012 futures, will be March 13, 2012<sup>6</sup>.

(c) SOURCE AGENCY – The Source Agency is Nadex.

(d) TYPE – The Type of Contract is a Variable Payout Contract.

(e) ISSUANCE – For each planned release by the Source Agency of the Underlying, Nadex will issue various Contracts, each of a different Series. A new issuance of Contracts will commence no later than two (2) business days following the Expiration Date.

(f) PAYOUT CRITERION – The Payout Criterion for each Contract will be set by Nadex at the time the Variable Payout Contracts are initially issued. For the Germany 30 Variable Payout Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY GERMANY 30 VARIABLE PAYOUT SPREAD CONTRACTS, 4:00 PM ET CLOSE - At the commencement of trading in a Daily Spread Germany 30 Variable Payout Contract, Nadex shall list one (1) Variable Payout Contract, referred to as a ‘Spread’, which conforms to the Payout Criteria listed below:

(1) DAILY GERMANY 30 VARIABLE PAYOUT ‘SPREAD’ CONTRACT

(aa) CAP – The Cap shall be  $X + 200$ .

(bb) FLOOR – The Floor shall be  $X - 200$ .

(cc) DOLLAR MULTIPLIER – The Dollar Multiplier shall be 1.

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<sup>6</sup> Weekly contracts listed on a Monday during a week containing an Underlying futures rollover date will be listed using the Underlying futures month scheduled to be used to determine the settlement value on the day the contract expires. For example, the End Date for the Eurex DAX March 2012 Underlying futures is March 12, 2012. March 12, 2012 is a Monday, however, and any Nadex weekly contracts listed on this date and expiring on Friday, March 16, 2012, will be listed using the Eurex DAX June 2012 futures as its Underlying, as June is the futures month scheduled to be used to determine the Settlement Value of the Nadex weekly contract on its expiration date. Therefore, the Start Date for the Eurex DAX June 2012 futures will be Monday, March 12, 2012 for any Nadex weekly contracts listed on this date.

(2) In each case, “X” equals the last DFC trade price, as reported by the Source Agency, rounded to the nearest 100.

(ii) DAILY GERMANY 30 VARIABLE PAYOUT SPREAD CONTRACTS, 4:00 PM ET CLOSE - Nadex shall list a set of three (3) Variable Payout Contracts with overlapping ranges, which conform to the Payout Criteria listed below:

(1) CONTRACT 1: The Cap shall be X; The Floor shall be  $X - 200$ .

(2) CONTRACT 2: The Cap shall be  $X + 100$ ; The Floor shall be  $X - 100$ .

(3) CONTRACT 3: The Cap shall be  $X + 200$ ; The Floor shall be X.

(4) DOLLAR MULTIPLIER – The Dollar Multiplier shall be 1.

(5) In each case, “X” equals the last DFC price, as reported by the Source Agency, rounded to the nearest 100.

(iii) INTRADAY GERMANY 30 VARIABLE PAYOUT SPREAD CONTRACTS, 8AM ET to 4:00 PM ET CLOSE - Nadex shall list a set of three (3) Variable Payout Contracts with overlapping ranges, which conform to the Payout Criteria listed below:

(1) CONTRACT 1: The Cap shall be X; The Floor shall be  $X - 150$ .

(2) CONTRACT 2: The Cap shall be  $X + 75$ ; The Floor shall be  $X - 75$ .

(3) CONTRACT 3: The Cap shall be  $X + 150$ ; The Floor shall be X.

(4) DOLLAR MULTIPLIER – The Dollar Multiplier shall be 1.

(5) In each case, “X” equals the last DFC price, as reported by the Source Agency, rounded to the nearest 25.

(iv) INTRADAY 2-HOUR GERMANY 30 VARIABLE PAYOUT SPREAD CONTRACTS, 10:00AM, 11:00AM, 12:00PM, 1:00PM, 2:00PM, 3:00PM and 4:00PM ET CLOSE - Nadex shall list a set of three (3) Variable Payout Contracts that open 2 hours prior to the stated closing time(s) above with overlapping ranges, which conform to the Payout Criteria listed below:

(1) CONTRACT 1: The Cap shall be X; The Floor shall be  $X - 50$ .

(2) CONTRACT 2: The Cap shall be  $X + 25$ ; The Floor shall be  $X - 25$ .

(3) CONTRACT 3: The Cap shall be  $X + 50$ ; The Floor shall be X.

(4) DOLLAR MULTIPLIER – The Dollar Multiplier shall be 1.

(5) In each case, “X” equals the last DFC price, as reported by the Source Agency, rounded to the nearest 25.

(6) The Intraday 2-Hour Germany 30 Variable Payout Spread Contracts, 10:00AM, 11:00AM, 12:00PM, 1:00PM, 2:00PM, 3:00PM and 4:00PM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(v) Nadex may list additional Variable Payout Contracts with different ranges of Payout Criteria on a discretionary basis in accordance with the CEA and Commission Regulations.

(g) MINIMUM TICK – The Minimum Tick size for Germany 30 Variable Payout Contracts shall be 1.

(h) REPORTING LEVEL – The Reporting Level for the Germany 30 Variable Payout Contracts shall be 3,125 Contracts.

(i) POSITION LIMIT – The Position Limits for Germany 30 Variable Payout Contracts shall be 62,500 Contracts.

(j) LAST TRADING DATE – The Last Trading Date of the Contract is the same date as the Settlement Date.

(k) SETTLEMENT DATE – The Settlement Date of the Contract shall be the same date as the Expiration Date.

(l) EXPIRATION DATE – The Expiration Date of the Contract shall be the date on which the Germany 30 Expiration Value is released by the Source Agency.

(m) SETTLEMENT VALUE – The Settlement Value is the amount paid to the holder of either a Short or Long Variable Payout Contract on Settlement Date. The Settlement Value of a Variable Payout Contract is determined as described in the definition for Long and Short Variable Payout Contracts.

(n) EXPIRATION VALUE – The Expiration Value is the price or value of Germany 30 released by the Source Agency on the Expiration Date. The Expiration Value is calculated by the Source Agency by taking the last twenty-five (25) DFC trade prices just prior to the close of trading of the Germany 30 Variable Contract and removing the highest five (5) DFC trade prices and the lowest five (5) DFC trade prices, using the remaining fifteen (15) DFC trade prices to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) DFC trade prices, rounded to one decimal point past the precision of the underlying market.

(o) CONTINGENCIES – If no level is actually announced on the Expiration Date due to a delay, postponement or otherwise in such release announcement by the Source Agency, the Settlement Date will be delayed until the Underlying number is released for that Series.

#### RULE 12.51 NADEX GERMANY 30 BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the Germany 30 Binary Contracts issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Binary Contracts is the price (in Euro Currency) of the DAX<sup>®</sup> Futures contracts (“DFC”) traded on the Eurex<sup>®</sup> exchange (Eurex).<sup>7</sup> The DFC trade prices that will be used for the Underlying will be taken from four (4) DFC delivery months: March, June, September, or December (each a “DFC Delivery Month”). The date on which a new delivery month will be used as the Underlying for Nadex contracts (i.e. “Start Date”) is one calendar day after the End Date for the previous delivery month contract. The last day on which a delivery month will be used as the Underlying for Nadex contracts (i.e. “End Date”) is the Monday of the week of the Underlying futures contracts Expiration Date. For example, the Eurex DAX March 2012 futures have an Expiration Date of March 16, 2012. The last day on which the DAX March 2012 futures prices will be used as the Underlying for Nadex contracts and to calculate the Expiration Value on the Expiration Date for the relevant DAX contracts will be the Monday of the week of the Eurex DAX March 2012 futures contracts Expiration Date (i.e. March 16, 2012). Therefore, the End Date for using Eurex DAX March 2012 futures will be March 12, 2012 and the Start Date for the next delivery month, Eurex DAX June 2012 futures, will be March 13, 2012<sup>8</sup>.

(c) SOURCE AGENCY – The Source Agency is Nadex.

(d) TYPE – The type of Contract is a Binary Contract.

(e) ISSUANCE – For each planned release by the Source Agency of the Underlying, Nadex will issue various Contracts, each of a different Series. A new issuance of Contracts will commence no later than two (2) business days following the Expiration Date.

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<sup>8</sup> Weekly contracts listed on a Monday during a week containing an Underlying futures rollover date will be listed using the Underlying futures month scheduled to be used to determine the settlement value on the day the contract expires. For example, the End Date for the Eurex DAX March 2012 Underlying futures is March 12, 2012. March 12, 2012 is a Monday, however, and any Nadex weekly contracts listed on this date and expiring on Friday, March 16, 2012, will be listed using the Eurex DAX June 2012 futures as its Underlying, as June is the futures month scheduled to be used to determine the Settlement Value of the Nadex weekly contract on its expiration date. Therefore, the Start Date for the Eurex DAX June 2012 futures will be Monday, March 12, 2012 for any Nadex weekly contracts listed on this date.

(f) PAYOUT CRITERION – The Payout Criterion for each Contract will be set by Nadex at the time the Binary Contracts are initially issued. For the Germany 30 Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY GERMANY 30 BINARY CONTRACTS, 4:00 PM (ET) CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $X - 200$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $X - 180$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $X - 160$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $X - 140$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $X - 120$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $X - 100$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $X - 80$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $X - 60$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $X - 40$ .
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $X - 20$ .
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than  $X$ .
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  $X + 20$ .
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $X + 40$ .
- (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $X + 60$ .
- (15) Binary Contract 15: One Contract will have a Payout Criterion of greater than  $X + 80$ .
- (16) Binary Contract 16: One Contract will have a Payout Criterion of greater than  $X + 100$ .
- (17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  $X + 120$ .
- (18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  $X + 140$ .

160. (19) Binary Contract 19: One Contract will have a Payout Criterion of greater than  $X +$

180. (20) Binary Contract 20: One Contract will have a Payout Criterion of greater than  $X +$

200. (21) Binary Contract 21: One Contract will have a Payout Criterion of greater than  $X +$

(22) In each case above, "X" equals the Germany 30 reference price, as calculated by the Source Agency, rounded to the nearest twenty (20).

(ii) WEEKLY GERMANY 30 BINARY CONTRACTS, 4:00 PM (ET)

CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Y - 300$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Y - 250$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Y - 200$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Y - 150$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Y - 100$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Y - 50$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Y + 50$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Y + 100$ .

150. (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $Y +$

200. (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than  $Y +$

250. (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  $Y +$

300. (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $Y +$



(14) In each case above, “Y” equals the Germany 30 reference price, as calculated by the Source Agency, rounded to the nearest value ending in either twenty-five (25) or seventy-five (75).

(iii) INTRADAY GERMANY 30 BINARY CONTRACTS, 3:00 AM to 5:00 AM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z1 - 80$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z1 - 60$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z1 - 40$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z1 - 20$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z1$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z1 + 20$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z1 + 40$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z1 + 60$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z1 + 80$ .

(10) In each case,  $Z1$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 3:00AM to 5:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(iv) INTRADAY GERMANY 30 BINARY CONTRACTS, 4:00 AM to 6:00 AM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z2 - 80$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z2 - 60$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 - 40$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z2 - 20$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z2$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z2 + 20$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z2 + 40$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z2 + 60$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z2 + 80$ .

(10) In each case,  $Z2$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 4:00AM to 6:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(v) INTRADAY GERMANY 30 BINARY CONTRACTS, 5:00 AM to 7:00  
AM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z3 - 80$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z3 - 60$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 - 40$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z3 - 20$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z3$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z3 + 20$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z3 + 40$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z3 + 60$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z3 + 80$ .

(10) In each case,  $Z3$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 5:00AM to 7:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(vi) INTRADAY GERMANY 30 BINARY CONTRACTS, 6:00 AM to 8:00  
AM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z4 - 80$ .

- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z4 - 60$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z4 - 40$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z4 - 20$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z4$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z4 + 20$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z4 + 40$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z4 + 60$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z4 + 80$ .

(10) In each case,  $Z4$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 6:00AM to 8:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(vii) INTRADAY GERMANY 30 BINARY CONTRACTS, 7:00 AM to 9:00 AM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z5 - 80$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z5 - 60$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z5 - 40$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z5 - 20$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z5$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z5 + 20$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z5 + 40$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z5 + 60$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z5 + 80$ .

(10) In each case, Z5 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 7:00AM to 9:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(viii) INTRADAY GERMANY 30 BINARY CONTRACTS, 8:00 AM to 10:00 AM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6 – 80.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6 - 60.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 - 40.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6 – 20.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z6.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z6 + 20.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6 + 40.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6 + 60.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6 + 80.

(10) In each case, Z6 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 8:00AM to 10:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(ix) INTRADAY GERMANY 30 BINARY CONTRACTS, 9:00 AM to 11:00 AM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z7 – 80.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z7 - 60.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z7 - 40.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z7 – 20.

- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z7.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z7 + 20.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z7 + 40.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z7 + 60.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z7 + 80.

(10) In each case, Z7 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 9:00AM to 11:00AM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(x) INTRADAY GERMANY 30 BINARY CONTRACTS, 10:00 AM to 12:00 PM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z8 – 80.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z8 - 60.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z8 - 40.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z8 – 20.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z8.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z8 + 20.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z8 + 40.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z8 + 60.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z8 + 80.

(10) In each case, Z8 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 10:00AM to 12:00PM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(xi) INTRADAY GERMANY 30 BINARY CONTRACTS, 11:00 AM to 1:00 PM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z9 - 80$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z9 - 60$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z9 - 40$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z9 - 20$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z9$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z9 + 20$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z9 + 40$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z9 + 60$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z9 + 80$ .
- (10) In each case,  $Z9$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 11:00AM to 1:00PM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(xii) INTRADAY GERMANY 30 BINARY CONTRACTS, 12:00 PM to 2:00 PM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z10 - 80$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z10 - 60$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z10 - 40$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z10 - 20$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z10$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z10 + 20$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z10 + 40$ .

60. (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z_{10} + 60$ .

80. (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z_{10} + 80$ .

(10) In each case,  $Z_{10}$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 12:00PM to 2:00PM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(xiii) INTRADAY GERMANY 30 BINARY CONTRACTS, 1:00 PM to 3:00 PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z_{11} - 80$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z_{11} - 60$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z_{11} - 40$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z_{11} - 20$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Z_{11}$ .

20. (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Z_{11} + 20$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z_{11} + 40$ .

60. (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z_{11} + 60$ .

80. (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z_{11} + 80$ .

(10) In each case,  $Z_{11}$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(11) The Intraday Germany 30 Binary Contracts, 1:00PM to 3:00PM ET Close, will not be listed on the three business days immediately following the End Date of the Underlying.

(xiv) Nadex may list additional Germany 30 Binary Contract with different ranges of Payout Criteria on a discretionary basis in accordance with the CEA and Commission Regulations.

(g) MINIMUM TICK – The Minimum Tick size for the Germany 30 Binary Contract shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the Germany 30 Binary Contracts shall be 1,750 Contracts.

(i) POSITION LIMIT – The Position Limits for the Germany 30 Binary Contracts shall be 2,500 Contracts.

(j) LAST TRADING DATE – The Last Trading Date in a Series is the same date as the Expiration Date.

(k) SETTLEMENT DATE – The Settlement Date in a Series is the same date as the Expiration Date.

(l) EXPIRATION DATE – The Expiration Date of the Contract will be the date for which the relevant DFC daily settlement price is released by the Source Agency.

(m) SETTLEMENT VALUE – The Settlement Value is the amount paid to the holder of the in-the-money Contract on the Settlement Date. The Settlement Value of an in-the-money Germany 30 Binary Contract is \$100.

(n) EXPIRATION VALUE – The Expiration Value is the level of the Germany 30 release number on the Expiration Date. The Expiration Value is calculated by the Source Agency by taking the last twenty-five (25) DFC trade prices just prior to the close of trading of the Germany 30 Binary Contract and removing the highest five (5) DFC trade prices and the lowest five (5) DFC trade prices, using the remaining fifteen (15) DFC trade prices to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) remaining DFC trade prices, rounded to one decimal point past the precision of the underlying market.

(o) CONTINGENCIES – If no daily settlement price of the relevant DFC is announced by the Source Agency, the Settlement Date will be delayed until such daily settlement price for that Series is released and publicly available.

RULE 12.52 - 12.78 [NO CHANGES]

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