

#### **Rule Self-Certification**

May 23, 2012

Office of the Secretary Commodity Futures Trading Commission Three Lafayette Center 1155 21<sup>st</sup> St., N.W. Washington, D.C. 20581

Re: Open Interest Reporting and Clearing Member

Reference File: SR-NFX-2012-14

#### Ladies and Gentlemen:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended ("Act"), and Section 40.6 of the regulations promulgated by the Commodity Futures Trading Commission ("Commission") under the Act, the NASDAQ OMX Futures Exchange, Inc. ("NFX" or "Exchange") submits this self-certification to amend Rule 11 titled "Clearing Member" and adopt Rule 214 titled "Open Interest Reporting" These amendments are effective on June 8, 2012.

NFX Rule 11 defines the term "clearing member" as a member organization of the Exchange which is a member of The Options Clearing Corporation ("OCC") or the International Derivatives Clearinghouse ("IDCH"). The Exchange proposes to amend this rule to remove the reference to IDCH. The Exchange previously listed products which were cleared by IDCH but no longer lists those products and therefore has determined to amend Rule 11 to refer only to OCC.

The Exchange proposes to adopt Rule 214 to codify the obligations of its clearing members to report open interest to OCC as required by OCC Rule 401. Rule 214 requires clearing members to accurately report open interest on a daily basis to OCC in the form required by OCC and pursuant to OCC Rules.

There were no opposing views among NFX's Board of Directors, members or market participants. NFX hereby certifies that the amendment to Rule 11, relating to the definition of clearing member, and adoption of Rule 214, relating to open interest reporting, comply with the Commodity Exchange Act and regulations thereunder. The Exchange also certifies that a notice of pending certification with the Commission and a copy of this submission have been concurrently posted on the Exchange's website.

Regards,

Daniel Carrigan

President

cc: Mr. J. Goodwin

National Futures Association

#### Exhibit 5

New text is underlined; deleted text is in brackets.

## **NASDAQ OMX Futures Exchange Rules**

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## Rule 11. Clearing Member

The term "clearing member" means a member organization of the Exchange which is a member of [(a) t]The Options Clearing Corporation[, in the case of contracts cleared by the Options Clearing Corporation, or (b) the International Derivatives Clearinghouse, in the case of contracts cleared by the International Derivatives Clearinghouse].

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# Rule 214. Open Interest Reporting

Clearing members are required to accurately report open interest on a daily basis to The Options Clearing Corporation ("OCC") in the form required by OCC and pursuant to OCC Rules.

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