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**Rule Self-Certification**

OFFICE OF THE  
SECRETARIAT

June 10, 2011

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

Re: Amendment to By-Laws  
Reference File SR-NFX-2011-06

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 under the Act, the NASDAQ OMX Futures Exchange, Inc. ("NFX" or "Exchange") hereby submits a new NFX By-Law at Article XI, Section 6 entitled "Notices to Members and Member Organizations." The Exchange is creating a new By-Law to permit the Exchange to provide a Notice to Members ("Notice") by either handing a copy to the member or member organization, mailing a copy of such Notice, transmitting the Notice electronically or posting the Notice on the Exchange's website. The Exchange defines a Notice as a written communication that the Exchange sends to members and member organizations which has the force and effect of a Rule. The new By-Law text is attached as Exhibit A.

The new By-Law will become effective on June 14, 2011.

There were no opposing views among NFX's Board of Directors, members or market participants. NFX hereby certifies that this By-Law amendment complies with the Act and regulations thereunder.

Regards,



Daniel Carrigan  
Senior Managing Director, Products and Services &  
Operations

cc: Mr. Glenn Spann  
Mr. J. Goodwin  
Mr. Russell Rose

**Exhibit A**

**NASDAQ OMX Futures Exchange (NFX) BY-LAWS**

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**ARTICLE XI Miscellaneous**

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**Sec. 4. Method of Giving Written Notice**

Unless otherwise specifically provided, written notice required to be given to any person by statute, the Certificate, By-Laws or Rules of the Exchange may be given to such person either personally or by sending a copy thereof through the mail, or by facsimile, or by electronic mail to his address appearing on the books of the Exchange, or supplied by him to the Exchange for the purpose of notice. If notice is sent by mail, or by facsimile, or by electronic mail, it shall be deemed to have been given to the person entitled thereto when deposited in the United States mail. If such notice is of a meeting, it shall specify the place, day and hour of the meeting, and in the case of a special meeting of shareholders, the general nature of the business to be transacted.

**Sec. 5. Waiver of Notice**

Unless otherwise specifically provided, any written notice required to be given by statute, the Certificate, By-Laws or Rules of the Exchange need not be given if there is a waiver thereof in writing, signed by the person entitled to such notice, whether before or after the time when notice would otherwise be required to be given. If the notice is of a meeting other than a special meeting of shareholders, neither the business to be transacted at, nor the purpose of, the meeting need be specified in the waiver of notice of such meeting.

**Sec. 6. Notices to Members and Member Organizations**

(a) Members and Member Organizations shall provide any required notice to the Exchange in the manner set forth in the By-Laws, Rules, Notice to Members (as defined in Sec. 6(c)), or other Exchange regulatory or operational procedures, as applicable.

(b) The Exchange may provide a Notice to Members in the following manner:

(1) handing a copy to the Member or Member Organization, or

(2) mailing a copy to the Member or Member Organization to the address supplied to the Exchange by the Member or Member Organization for notice, or

(3) transmitting electronically a copy to the Member or Member Organization (including electronic-mail transmission) to the address supplied to the Exchange by the Member or Member Organization for notice, or

(4) posting the notice on the Exchange's website.

(c) For purposes of this Rule, a "Notice to Members" means a written communication titled "Notice to Members" that the Exchange sends to Members and Member Organizations as described in this Rule, which has the force and effect of a Rule.

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