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October 22, 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

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OFFICE OF THE SECRETARIAT
C.F.T.C.

RE: Rule Certification: Nadex Amendment to Rules and Addition of Binary and Variable Payout Contracts for New Products – Submission Pursuant to Commission Regulations §§40.2 and 40.6(a)

Dear Mr. Stawick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (“Act”), and sections 40.2 and 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”) hereby submits to the Commission its intent to amend its rules to add new products and adjust its trading hours rule effective Sunday, October 25, 2009 for the start of business on trading day Monday, October 26, 2009.

Nadex intends to amend its Trading Hours Rule to include the Japan 225 and India 50 Binary and Variable Payout Contracts. Additionally, Nadex intends to amend the close time for its existing Korea 200 Binary and Variable Payout Contracts (as represented in Rules 12.82 and 12.83). Nadex also hereby submits the terms and conditions of the Nadex Japan 225 and India 50 Binary and Variable Payout Contracts as represented in the following new Rules:

RULE 12.92 JAPAN 225 VARIABLE PAYOUT CONTRACTS
RULE 12.93 JAPAN 225 BINARY CONTRACTS
RULE 12.94 INDIA 50 VARIABLE PAYOUT CONTRACTS
RULE 12.95 INDIA 50 BINARY CONTRACTS

The Japan 225 and India 50, which are cash-settled contracts, will have Expiration Values that are calculated based on an average of the most recent trade prices in the