



October 30, 2012

EMERGENCY RULE CERTIFICATION;  
17 C.F.R 40.6(a)(b)(ii)

By Electronic Mail

Ms. Sauntia Warfield  
Office of the Secretariat  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21st Street, N.W.  
Washington, DC 20581

RE: EMERGENCY RULE CERTIFICATION; EARLY MARKET CLOSURE,  
TEMPORARY SUSPENSION OF TRADING; SHORTENING OF TERM OF  
NOVEMBER 2012 SOYBEAN CONTRACT

Dear Ms. Warfield:

ELX Futures ("ELX") is self-certifying to the Commodity Futures Trading Commission ("Commission" or "CFTC") under Commission Rule 40.6(a)(6)(II) EMERGENCY RULES to close all of its markets beginning at 12 PM on October 29, 2012, and on October 30, 2012, suspend trading in all of its markets from 12 PM on October 29, 2012, extending to and through October 30, 2012, and to shorten the term of the November 2012 Soybean contract, all due to severe and inclement weather conditions,

As part of these emergency actions, ELX is shortening the term of the November 2012 Soybean contract. Trading in the Soybean 2012 contract will terminate with the closure of the market at 12 PM on October 29, 2012. The last trading day for November 2012 Soybean Futures scheduled for October 30, 2012 has been moved to October 29, 2012. The final settlement price will be published on October 29, 2012. This change only applies to the November 2012 Soybean Futures contract. As of the time this action is being taken, there is no open interest in the contract.

Closing the ELX markets and suspending trading is a preventative measure in conformance with industry practice to accommodate planning and an orderly response to Hurricane Sandy. As provided under ELX Rule IV-20(b), any orders that were currently resting in the ELX System were cancelled with the suspension of trading.

ELX Rule IV-20(b) empowers the Chief Executive Officer to take emergency action to respond to Physical Emergencies. ELX Rule IV-20(b) provides that:

If, in the judgment of the Chief Executive Officer, . . . the physical functions of the Exchange are, or are threatened to be, severely and adversely

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affected by a physical emergency, such Person shall have authority to take such action as he or she may deem necessary or appropriate to respond to such physical emergency, including closing the Exchange, delaying the opening of trading in one or more Contracts or suspending trading in or extending trading hours for one or more Contracts. In the event that any action has been taken pursuant to the immediately preceding sentence, any Person who is authorized to take such action may subsequently order the removal of any restriction previously imposed pursuant to such sentence, upon a determination by such Person that the physical emergency that gave rise to such restriction has sufficiently abated to permit the physical functions of the Exchange to continue in an orderly manner. . . .

In the event that trading is suspended in any or all Contracts, unexecuted Orders for the suspended Contracts that are currently resting in the ELX System will automatically be cancelled and must be resubmitted upon resumption of trading in the affected Contracts.

As CEO of ELX, I have ordered the Exchange to close its markets and to suspend trading pursuant to this authority in order to provide for an orderly response in anticipation of the adverse conditions created by Hurricane Sandy.

- (i) A copy of the submission cover sheet is attached.
- (ii) The text of the Notices to Members announcing the closure and suspension of trading and shortening of the term of the November 2012 Soybean contract is attached.
- (iii) The rule was implemented at 12 PM on October 29, 2012.
- (iv) Certification:

ELX hereby certifies that these Emergency Rules constituted by the Notices to Members closing the ELX markets as of 12 PM on October 29, 2012, suspending trading during the period of its closure, and shortening the term of the November 2012 Soybean contract comply with the Commodity Exchange Act and regulations thereunder.

In addition, ELX certifies that the Notice to Members constituting these Emergency Rules have been posted on the Exchange's website.

- (v) The concise explanation and analysis of the operation, purpose, and effect of the proposed rules appear above the text beginning at (i) above.
- (vii) Confidential treatment is not being requested.

R. Jaycobs Letter for ELX Futures, L.P.

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If you have any questions on this matter, please call me at (212) 610-3639.

Sincerely,

A handwritten signature in blue ink, consisting of a large, stylized 'R' followed by a horizontal line extending to the right.

Richard Jaycobs  
Chief Executive Officer  
ELX Futures, L.P.



October 29, 2012  
ELXNTP-GEN-12051

**EARLY CLOSE FOR OCTOBER 29, 2012**

ELX will close all its markets today at 12:00 p.m. ET in conformance with industry practice and to accommodate planning in response to Hurricane Sandy.

**Please contact ELX Support at 877-359-6610/212-915-1200 or via e-mail at [support@elxfutures.com](mailto:support@elxfutures.com) with any questions.**

October 29, 2012  
ELXNTP-GEN-12052

ELX Markets Closed Trade Date October 30, 2012

Please be advised that ELX markets will be closed for trade date October 30, 2012 to accommodate emergency preparations for Hurricane Sandy.

The last trading day for November 2012 Soybean Futures scheduled for October 30, 2012 has been moved to October 29, 2012. There is no open interest in the contract and its final settlement price will be published today. This change only applies to the November 2012 Soybean Futures contract.

**Please contact ELX Support at 877-359-6610/212-915-1200 or via e-mail at [support@elxfutures.com](mailto:support@elxfutures.com) with any questions.**