



Timothy G. McDermott  
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November 15, 2012

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

Mr. David Stawick  
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: Nadex Amends Rules to Add Strike Levels and Amend Strike Widths in its Currency, US Index, FTSE 100<sup>®</sup> and Germany 30 Binary Contracts – Submission Pursuant to Commission Regulation §40.6(a)**

Dear Mr. Stawick:

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 add strike levels and amend strike widths in its Currency, US Index, FTSE 100<sup>®</sup> and Germany 30 Binary Contracts in order to provide market participants with more opportunity to participate in a greater range of active contacts.

Nadex has identified Designated Contract Market (“DCM”) Core Principle 7, Availability of General Information, as potentially being impacted by these additions and amendments. Core Principle 7 requires that the DCM make available to market authorities, participants, and the public accurate information concerning the terms and conditions of the contracts offered by the DCM. The Nadex Rulebook is being amended to reflect the additional strikes and amended strike widths, and is, and will continue to be, available to the public on the Nadex website. Therefore, these additions and amendments will not negatively impact Nadex’s obligations to comply with this Core Principle.

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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.

Pursuant to the 10-day filing period under Regulation 40.6(a)(3), Nadex intends to implement these new rules and amendments on trade date December 3, 2012.

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  
  
Yossi Beinart - Nadex

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**EXHIBIT A**

<b>Rule</b>	<b>Asset</b>	<b>Duration/ Close Time</b>	<b>Action</b>	<b>Effective Date</b>
12.27	AUD/USD Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.29	EUR/USD Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.31	GBP/USD Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.33	USD/CAD Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.35	USD/CHF Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.37	USD/YEN Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.39	EUR/JPY Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.41	GBP/JPY Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.49	FTSE 100 Binary Contracts	Intraday 5:00am, 6:00am, 7:00am, 8:00am, 9:00am, 10:00am, 11:00am, 12:00pm, 1:00pm,	Add strike levels and adjust strike width.	12/03/2012

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		2:00pm, 3:00pm expirations		
12.51	Germany 30 Binary Contracts	Intraday 5:00am, 6:00am, 7:00am, 8:00am, 9:00am, 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.59	US 500 Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm, 4:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.61	US SmallCap 2000 Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm, 4:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.63	US Tech 100 Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm, 4:00pm expirations	Add strike levels and adjust strike width.	12/03/2012
12.65	Wall Street 30 Binary Contracts	Intraday 10:00am, 11:00am, 12:00pm, 1:00pm, 2:00pm, 3:00pm, 4:00pm expirations	Add strike levels and adjust strike width.	12/03/2012

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## **EXHIBIT B**

### **Amendment of 12.27, 12.29, 12.31, 12.33, 12.35, 12.37, 12.39, 12.41, 12.49, 12.51, 12.59, 12.61, 12.63, 12.65**

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

RULES 1.1 – 12.26 [UNCHANGED]

#### **RULE 12.27 CURRENCY EXCHANGE AUD/USD BINARY CONTRACTS**

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the Currency Exchange AUD/USD (“AUD/USD”) Binary Contract issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Contracts is the Australian dollar/US dollar herein referred to as “AUD/USD” as quoted in U.S. dollars per Australian dollar obtained from the spot AUD/USD foreign currency market.

(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.

(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 AUD/USD Binary Contract, the Payout Criteria for the Contracts will be set as follows:

#### **(i) DAILY AUD/USD BINARY CONTRACTS, 3 PM ET CLOSE**

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X – 0.0200.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X – 0.0180.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X – 0.0160.

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- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $X - 0.0140$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $X - 0.0120$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $X - 0.0100$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $X - 0.0080$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $X - 0.0060$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $X - 0.0040$ .
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $X - 0.0020$ .
- (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  $X + 0.0020$ .
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $X + 0.0040$ .
- (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $X + 0.0060$ .
- (15) Binary Contract 15: One Contract will have a Payout Criterion of greater than  $X + 0.0080$ .
- (16) Binary Contract 16: One Contract will have a Payout Criterion of greater than  $X + 0.0100$ .
- (17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  $X + 0.0120$ .
- (18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  $X + 0.0140$ .

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(19) Binary Contract 19: One Contract will have a Payout Criterion of greater than X + 0.0160.

(20) Binary Contract 20: One Contract will have a Payout Criterion of greater than X + 0.0180.

(21) Binary Contract 21: One Contract will have a Payout Criterion of greater than X + 0.0200

(22) In each case, "X" equals the last AUD/USD price rounded to the nearest 0.0020 as reported by the Source Agency.

(ii) WEEKLY AUD/USD BINARY CONTRACTS, 3 PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Y – 0.0300.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Y – 0.0250.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Y – 0.0200.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Y – 0.0150.

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Y - 0.0100.

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Y - 0.0050.

(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 + 0.0050.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y + 0.0100.

(10) Binary Contract 10: One Contract will have a Payout Criterion of greater than Y + 0.0150.

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(11) Binary Contract 11: One Contract will have a Payout Criterion of greater than Y + 0.0200.

(12) Binary Contract 12: One Contract will have a Payout Criterion of greater than Y + 0.0250.

(13) Binary Contract 13: One Contract will have a Payout Criterion of greater than Y + 0.0300.

(14) Binary Contract 14: One Contract will have a Payout Criterion of greater than Y + 0.0350.

(15) In each case, "Y" equals the last AUD/USD price rounded to the nearest value ending in either 0.0025 or 0.0075 as reported by the Source Agency.

(iii) INTRADAY AUD/USD 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 Z1 - 0.0040.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 + 0.0040.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1 - 0.0080.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1 - 0.0060.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 - 0.0040.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1 - 0.0020.

(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 + 0.0020.



(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1 + 0.0040.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1 + 0.0060.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1 + 0.0080.

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

(iv) INTRADAY AUD/USD 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 Z2 - 0.0040.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 + 0.0040.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2 - 0.0080.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2 - 0.0060.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 - 0.0040.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z2 - 0.0020.

(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 + 0.0020.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z2 + 0.0040.

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(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0060$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0080$ .

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

(v) INTRADAY AUD/USD BINARY CONTRACTS, 10:00 AM to 12:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z3 - 0.0040$ .~~

~~(2) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z3$ .~~

~~(3) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z3 + 0.0040$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0080$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0060$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0040$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0020$ .

(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  $Z3 + 0.0020$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0040$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0060$ .

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(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3 + 0.0080.

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

(vi) INTRADAY AUD/USD BINARY CONTRACTS, 11:00 AM to 1:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than Z4 - 0.0040.~~

~~(2) Binary Contract 1: One contract will have will have a Payout Criterion of greater than Z4.~~

~~(3) Binary Contract 1: One contract will have will have a Payout Criterion of greater than Z4 + 0.0040.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4 - 0.0080.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4 - 0.0060.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4 - 0.0040.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4 - 0.0020.

(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 + 0.0020.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4 + 0.0040.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4 + 0.0060.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4 + 0.0080.

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~~(4) (10) In each case above, Z4 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(vii) INTRADAY AUD/USD BINARY CONTRACTS, 12:00 PM to 2:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than Z5 - 0.0040.~~

~~(2) Binary Contract 2: One contract will have will have a Payout Criterion of greater than Z5.~~

~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than Z5 + 0.0040.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5 - 0.0080.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5 - 0.0060.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 - 0.0040.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5 - 0.0020.

(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 + 0.0020.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5 + 0.0040.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5 + 0.0060.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5 + 0.0080.

~~(4) (10) In each case above, Z5 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

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(viii) INTRADAY AUD/USD BINARY CONTRACTS, 1:00 PM to 3:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z6 - 0.0040$ .~~

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

~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than  $Z6 + 0.0040$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0080$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0060$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0040$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0020$ .

(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  $Z6 + 0.0020$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0040$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0060$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0080$ .

~~(4)~~ (10) In each case above,  $Z6$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(ix) Nadex may list additional AUD/USD Binary Contracts with different ranges of Payout Criteria on a discretionary basis in accordance with the CEA and Commission Regulations.

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(g) **MINIMUM TICK** – The Minimum Tick size for AUD/USD Binary Contracts shall be \$0.25.

(h) **REPORTING LEVEL** – The Reporting Level for the AUD/USD Binary Contracts shall be 12,500 Contracts.

(i) **POSITION LIMIT** – There are currently no Position Limits for AUD/USD Binary Contract.

(j) **LAST TRADING DATE** – The Last Trading Date in a Series is the same as the Expiration Date. No trading in the AUD/USD Binary Contracts shall occur after its Last Trading Date.

(k) **SETTLEMENT DATE** – The Settlement Date will be the date on which the AUD/USD number as reported by the Source Agency.

(l) **EXPIRATION DATE** – The Expiration Date of the Contract will be the date on which the AUD/USD number is scheduled to be released.

(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 AUD/USD Binary Contract is \$100.

(n) **EXPIRATION VALUE** – The Expiration Value is the price or value of AUD/USD as 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) Midpoints between the bid/ask spread (five pips wide or less) just prior to the close of trading of the AUD/USD Binary Contract and removing the highest five (5) Midpoints and the lowest (5) Midpoints, using the remaining fifteen (15) AUD/USD Midpoints to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) AUD/USD Midpoints, rounded to one decimal point past the precision of the underlying market. A Midpoint is calculated by adding the bid price and the ask price together and then dividing that number by two (2). For example, if the bid price is 1.3400 and the ask price is 1.3402, the two numbers are added together (totaling 2.6802) and then divided by two (2), equaling a Midpoint of 1.3401. If the spread between a particular bid price and ask price is deemed too wide (greater than five (5) pips), or if it is a consecutive duplicate bid/ask quote, those prices will not be used to calculate a Midpoint and will thus not be included within the 25 initially captured values.

(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 12.28 [UNCHANGED]**

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## RULE 12.29 CURRENCY EXCHANGE EUR/USD BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the Currency Exchange EUR/USD (“EUR/USD”) Binary Contract issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Contracts is the Euro/US dollar herein referred to as “EUR/USD” as quoted in U.S. dollars per Euro obtained from the spot EUR/USD foreign currency market.

(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.

(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 EUR/USD Binary Contract, the Payout Criteria for the Contracts will be set as follows:

### (i) DAILY EUR/USD BINARY CONTRACTS, 3 PM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X – 0.0200.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X – 0.0180.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X – 0.0160.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than X – 0.0140.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than X – 0.0120.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than X – 0.0100.

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- 0.0080. (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than X –
- 0.0060. (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than X –
- 0.0040. (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than X –
- 0.0020. (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than X
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than X.
- + 0.0020. (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than X
- + 0.0040. (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than X
- + 0.0060. (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than X
- + 0.0080. (15) Binary Contract 15: One Contract will have a Payout Criterion of greater than X
- + 0.0100. (16) Binary Contract 16: One Contract will have a Payout Criterion of greater than X
- + 0.0120. (17) Binary Contract 17: One Contract will have a Payout Criterion of greater than X
- + 0.0140. (18) Binary Contract 18: One Contract will have a Payout Criterion of greater than X
- + 0.0160. (19) Binary Contract 19: One Contract will have a Payout Criterion of greater than X
- + 0.0180. (20) Binary Contract 20: One Contract will have a Payout Criterion of greater than X
- + 0.0200 (21) Binary Contract 21: One Contract will have a Payout Criterion of greater than X

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(22) In each case, "X" equals the last EUR/USD price rounded to the nearest 0.0020 as reported by the Source Agency.

(ii) WEEKLY EUR/USD BINARY CONTRACTS, 3 PM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Y - 0.0300$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Y - 0.0250$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Y - 0.0200$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Y - 0.0150$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Y - 0.0100$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Y - 0.0050$ .
- (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  $Y + 0.0050$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Y + 0.0100$ .
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $Y + 0.0150$ .
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than  $Y + 0.0200$ .
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  $Y + 0.0250$ .
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $Y + 0.0300$ .

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(14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $Y + 0.0350$ .

(15) In each case, "Y" equals the last EUR/USD price rounded to the nearest value ending in either 0.0025 or 0.0075 as reported by the Source Agency.

(iii) INTRADAY EUR/USD 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  $Z1 - 0.0050$ .~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0050$ .~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z1 + 0.0050$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0025$ .

(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  $Z1 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z1 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z1 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z1 + 0.0100$ .

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

(iv) INTRADAY EUR/USD BINARY CONTRACTS, 9:00 AM to 11:00 AM ET CLOSE

0.0050: (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2 -~~

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

0.0050: (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 +~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z2 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z2 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z2 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z2 + 0.0100.

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

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(v) INTRADAY EUR/USD BINARY CONTRACTS, 10:00 AM to 12:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z3 - 0.0050$ .~~

~~(2) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z3$ .~~

~~(3) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z3 + 0.0050$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0025$ .

(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  $Z3 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0100$ .

~~(4)~~ (10) In each case above,  $Z3$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(vi) INTRADAY EUR/USD BINARY CONTRACTS, 11:00 AM to 1:00 PM ET CLOSE

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~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z4 - 0.0050$ .~~

~~(2) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z4$ .~~

~~(3) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z4 + 0.0050$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0025$ .

(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  $Z4 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0100$ .

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

(vii) INTRADAY EUR/USD BINARY CONTRACTS, 12:00 PM to 2:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z5 - 0.0050$ .~~

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~~(2) Binary Contract 2: One contract will have will have a Payout Criterion of greater than Z5.~~

~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than Z5 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5 + 0.0100.

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

(viii) INTRADAY EUR/USD BINARY CONTRACTS, 1:00 PM to 3:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than Z6 - 0.0050.~~

~~(2) Binary Contract 2: One contract will have will have a Payout Criterion of greater than Z6.~~

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~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than  $Z6 + 0.0050$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0025$ .

(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  $Z6 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0100$ .

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

(ix) Nadex may list additional EUR/USD Binary 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 EUR/USD Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the EUR/USD Binary Contracts shall be 12,500 Contracts.

(i) POSITION LIMIT – There are currently no Position Limits for EUR/USD Binary Contract.

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(j) **LAST TRADING DATE** – The Last Trading Date in a Series is the same as the Expiration Date. No trading in the EUR/USD Binary Contracts shall occur after its Last Trading Date.

(k) **SETTLEMENT DATE** – The Settlement Date will be the date on which the EUR/USD number as reported by the Source Agency.

(l) **EXPIRATION DATE** – The Expiration Date of the Contract will be the date on which the EUR/USD number is scheduled to be released.

(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 EUR/USD Binary Contract is \$100.

(n) **EXPIRATION VALUE** – The Expiration Value is the price or value of EUR/USD as 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) Midpoints between the bid/ask spread (five pips wide or less) just prior to the close of trading of the EUR/USD Binary Contract and removing the highest five (5) Midpoints and the lowest (5) Midpoints, using the remaining fifteen (15) EUR/USD Midpoints to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) EUR/USD Midpoints, rounded to one decimal point past the precision of the underlying market. A Midpoint is calculated by adding the bid price and the ask price together and then dividing that number by two (2). For example, if the bid price is 1.3400 and the ask price is 1.3402, the two numbers are added together (totaling 2.6802) and then divided by two (2), equaling a Midpoint of 1.3401. If the spread between a particular bid price and ask price is deemed too wide (greater than five (5) pips), or if it is a consecutive duplicate bid/ask quote, those prices will not be used to calculate a Midpoint and will thus not be included within the 25 initially captured values.

(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 12.30 [UNCHANGED]**

#### **RULE 12.31 CURRENCY EXCHANGE GBP/USD BINARY CONTRACTS**

(a) **SCOPE** – These Rules shall apply to the Class of Contracts referred to as the Currency Exchange GBP/USD (“GBP/USD”) Binary Contract issued by Nadex.

(b) **UNDERLYING** – The Underlying for this Class of Contracts is the British Pound/US dollar herein referred to as “GBP/USD” as quoted in US dollars per British Pound obtained from the spot GBP/USD foreign currency market.

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(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.

(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 GBP/USD Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY GBP/USD BINARY CONTRACTS, 3 PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X  
– 0.0200.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X  
– 0.0180.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X  
– 0.0160.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than X  
– 0.0140.

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than X  
– 0.0120.

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than X  
– 0.0100.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than X  
– 0.0080.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than X  
– 0.0060.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than X  
– 0.0040.

(10) Binary Contract 10: One Contract will have a Payout Criterion of greater than X  
X – 0.0020.

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X. (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than

X + 0.0020. (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than

X + 0.0040. (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than

X + 0.0060. (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than

X + 0.0080. (15) Binary Contract 15: One Contract will have a Payout Criterion of greater than

X + 0.0100. (16) Binary Contract 16: One Contract will have a Payout Criterion of greater than

X + 0.0120. (17) Binary Contract 17: One Contract will have a Payout Criterion of greater than

X + 0.0140. (18) Binary Contract 18: One Contract will have a Payout Criterion of greater than

X + 0.0160. (19) Binary Contract 19: One Contract will have a Payout Criterion of greater than

X + 0.0180. (20) Binary Contract 20: One Contract will have a Payout Criterion of greater than

X + 0.0200. (21) Binary Contract 21: One Contract will have a Payout Criterion of greater than

(22) In each case, "X" equals the last GBP/USD price rounded to the nearest 0.0020 as reported by the Source Agency.

(ii) WEEKLY GBP/USD BINARY CONTRACTS, 3 PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Y  
– 0.0300.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Y  
– 0.0250.

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- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Y  
- 0.0200.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Y  
- 0.0150.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Y  
- 0.0100.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Y  
- 0.0050.
- (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  
+ 0.0050.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y  
+ 0.0100.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  
Y + 0.0150.
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than  
Y + 0.0200.
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  
Y + 0.0250.
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  
Y + 0.0300.
- (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  
Y + 0.0350.

(15) In each case, "Y" equals the last GBP/USD price rounded to the nearest value ending in either 0.0025 or 0.0075 as reported by the Source Agency.

(iii) INTRADAY GBP/USD BINARY CONTRACTS, 8:00 AM to 10:00  
AM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of  
greater than Z1 - 0.0050.~~

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~~(2) Binary Contract 2: One contract will have will have a Payout Criterion of greater than Z1.~~

~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than Z1 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1 + 0.0100.

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

(iv) INTRADAY GBP/USD BINARY CONTRACTS, 9:00 AM to 11:00 AM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than Z2 - 0.0050.~~

~~(2) Binary Contract 2: One contract will have will have a Payout Criterion of greater than Z2.~~

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~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than  $Z2 + 0.0050$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z2 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z2 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z2 - 0.0025$ .

(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  $Z2 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0100$ .

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

(v) INTRADAY GBP/USD BINARY CONTRACTS, 10:00 AM to 12:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z3 - 0.0050$ .~~

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

~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than  $Z3 + 0.0050$ .~~

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(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0025$ .

(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  $Z3 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0100$ .

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

(vi) INTRADAY GBP/USD BINARY CONTRACTS, 11:00 AM to 1:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z4 - 0.0050$ .~~

~~(2) Binary Contract 2: One contract will have will have a Payout Criterion of greater than  $Z4$ .~~

~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than  $Z4 + 0.0050$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0100$ .

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(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0025$ .

(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  $Z4 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0100$ .

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

(vii) INTRADAY GBP/USD BINARY CONTRACTS, 12:00 PM to 2:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than  $Z5 - 0.0050$ .~~

~~(2) Binary Contract 2: One contract will have will have a Payout Criterion of greater than  $Z5$ .~~

~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than  $Z5 + 0.0050$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z5 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z5 - 0.0075$ .

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(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5 + 0.0100.

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

(viii) INTRADAY GBP/USD BINARY CONTRACTS, 1:00 PM to 3:00 PM ET CLOSE

~~(1) Binary Contract 1: One contract will have will have a Payout Criterion of greater than Z6 - 0.0050.~~

~~(2) Binary Contract 2: One contract will have will have a Payout Criterion of greater than Z6.~~

~~(3) Binary Contract 3: One contract will have will have a Payout Criterion of greater than Z6 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 - 0.0050.

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(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6 + 0.0100.

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

(ix) Nadex may list additional GBP/USD 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 GBP/USD Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the GBP/USD Binary Contracts shall be 12,500 Contracts.

(i) POSITION LIMIT – There are currently no Position Limits for GBP/USD Binary Contract.

(j) LAST TRADING DATE – The Last Trading Date in a Series is the same date as the Expiration Date. No trading in the GBP/USD Binary Contracts shall occur after its Last Trading Date.

(k) SETTLEMENT DATE – The Settlement Date will be the date the GBP/USD number is scheduled to be released.

(l) EXPIRATION DATE – The Expiration Date of the Contract will be the date on which the GBP/USD number is scheduled to be released.

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(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 GBP/USD Binary Contract is \$100.

(n) **EXPIRATION VALUE** – The Expiration Value is the price or value of GBP/USD as 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) Midpoints between the bid/ask spread (five pips wide or less) just prior to the close of trading of the GBP/USD Binary Contract and removing the highest five (5) Midpoints and the lowest (5) Midpoints, using the remaining fifteen (15) GBP/USD Midpoints to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) GBP/USD Midpoints, rounded to one decimal point past the precision of the underlying market. A Midpoint is calculated by adding the bid price and the ask price together and then dividing that number by two (2). For example, if the bid price is 1.9900 and the ask price is 1.9902, the two numbers are added together (totaling 3.9802) and then divided by two (2), equaling a Midpoint of 1.9901. If the spread between a particular bid price and ask price is deemed too wide (greater than five (5) pips), or if it is a consecutive duplicate bid/ask quote, those prices will not be used to calculate a Midpoint and will thus not be included within the 25 initially captured values.

(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 12.32 [UNCHANGED]

#### RULE 12.33 CURRENCY EXCHANGE USD/CAD BINARY CONTRACTS

(a) **SCOPE** – These Rules shall apply to the Class of Contracts referred to as the Currency Exchange USD/CAD (“USD/CAD”) Binary Contract issued by Nadex.

(b) **UNDERLYING** – The Underlying for this Class of Contracts is the US Dollar/ Canadian Dollar herein referred to as “USD/CAD” as quoted in Canadian Dollars per US dollars obtained from the spot USD/CAD foreign currency market.

(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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(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 USD/CAD Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY USD/CAD BINARY CONTRACTS, 3PM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X – 0.0200.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X – 0.0180.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X – 0.0160.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than X – 0.0140.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than X – 0.0120.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than X – 0.0100.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than X – 0.0080.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than X – 0.0060.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than X – 0.0040.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than X – 0.0020.
- (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 + 0.0020.
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than X + 0.0040.

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(14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $X + 0.0060$ .

(15) Binary Contract 15: One Contract will have a Payout Criterion of greater than  $X + 0.0080$ .

(16) Binary Contract 16: One Contract will have a Payout Criterion of greater than  $X + 0.0100$ .

(17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  $X + 0.0120$ .

(18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  $X + 0.0140$ .

(19) Binary Contract 19: One Contract will have a Payout Criterion of greater than  $X + 0.0160$ .

(20) Binary Contract 20: One Contract will have a Payout Criterion of greater than  $X + 0.0180$ .

(21) Binary Contract 21: One Contract will have a Payout Criterion of greater than  $X + 0.0200$ .

(22) In each case, "X" equals the last USD/CAD price rounded to the nearest 0.0020 as reported by the Source Agency.

(ii) WEEKLY USD/CAD BINARY CONTRACTS, 3:00PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Y - 0.0300$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Y - 0.0250$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Y - 0.0200$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Y - 0.0150$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Y - 0.0100$ .

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- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Y - 0.0050.
- (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 + 0.0050.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y + 0.0100.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than Y + 0.0150.
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than Y + 0.0200.
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than Y + 0.0250.
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than Y + 0.0300.
- (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than Y + 0.0350.
- (15) In each case, "Y" equals the last USD/CAD price rounded to the nearest value ending in either 0.0025 or 0.0075 as reported by the Source Agency.

(iii) INTRADAY USD/CAD 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 Z1 - 0.0050.~~
- ~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1.~~
- ~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1 - 0.0100.

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(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1 + 0.0100.

~~(4)~~ (10) In each case above, Z1 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(iv) INTRADAY USD/CAD 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 Z2 - 0.0050.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z2 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z2 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z2 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z2 + 0.0100.

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

(v) INTRADAY USD/CAD 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 Z3 - 0.0050.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3 - 0.0050.

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(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z3 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z3 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3 + 0.0100.

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

(vi) INTRADAY USD/CAD 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 Z4 - 0.0050.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4 - 0.0025.

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z4.

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(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z4 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4 + 0.0100.

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

(vii) INTRADAY USD/CAD 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 Z5 - 0.0050.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5 - 0.0025.

(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 + 0.0025.

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(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5 + 0.0100.

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

(viii) INTRADAY USD/CAD 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 Z6 - 0.0050.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 + 0.0050.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6 + 0.0050.

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(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6 + 0.0100.

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

(ix) Nadex may list additional USD/CAD Binary 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 the USD/CAD Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the USD/CAD Binary Contracts shall be 12,500 Contracts.

(i) POSITION LIMIT – There are currently no Position Limits for USD/CAD Binary Contract.

(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 will be the date on which the USD/CAD Settlement Price is released by the Source Agency.

(l) EXPIRATION DATE – The Expiration Date of the Contract will be the date on which the USD/CAD 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 for an in the money USD/CAD Binary Contract is \$100.

(n) EXPIRATION VALUE – The Expiration Value is the Settlement Price of USD/CAD Currency as calculated by the Source Agency on the Expiration Date. The Expiration Value is calculated by the Source Agency by taking the last twenty-five (25) Midpoints between the bid/ask spread (five pips wide or less) just prior to the close of trading of the USD/CAD Binary Contract and removing the highest five (5) Midpoints and the lowest (5) Midpoints, using the remaining fifteen (15) USD/CAD Midpoints to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) USD/CAD Midpoints, rounded to one decimal point past the precision of the underlying market. A Midpoint is calculated by adding the bid price and the ask price together and then dividing that number by two (2). For example, if the bid price is

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1.0700 and the ask price is 1.0702, the two numbers are added together (totaling 2.1402) and then divided by two (2), equaling a Midpoint of 1.0701. If the spread between a particular bid price and ask price is deemed too wide (greater than five (5) pips), or if it is a consecutive duplicate bid/ask quote, those prices will not be used to calculate a Midpoint and will thus not be included within the 25 initially captured values.

(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 12.34 [UNCHANGED]

#### RULE 12.35 CURRENCY EXCHANGE USD/CHF BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the Currency Exchange USD/CHF (“USD/CHF”) Binary Contract issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Contracts is the US dollar/ Swiss Franc herein referred to as “USD/CHF” as quoted in the Swiss Franc per US dollar obtained from the spot USD/CHF foreign currency market.

(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.

(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 USD/CHF Binary Contract, the Payout Criteria for the Contracts will be set as follows:

##### (i) DAILY USD/CHF BINARY CONTRACTS, 3 PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X –0.0200.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X – 0.0180.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X – 0.0160.

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(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $X - 0.0140$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $X - 0.0120$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $X - 0.0100$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $X - 0.0080$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $X - 0.0060$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $X - 0.0040$ .

(10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $X - 0.0020$ .

(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  $X + 0.0020$ .

(13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $X + 0.0040$ .

(14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $X + 0.0060$ .

(15) Binary Contract 15: One Contract will have a Payout Criterion of greater than  $X + 0.0080$ .

(16) Binary Contract 16: One Contract will have a Payout Criterion of greater than  $X + 0.0100$ .

(17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  $X + 0.0120$ .

(18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  $X + 0.0140$ .

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(19) Binary Contract 19: One Contract will have a Payout Criterion of greater than  $X + 0.0160$ .

(20) Binary Contract 20: One Contract will have a Payout Criterion of greater than  $X + 0.0180$ .

(21) Binary Contract 21: One Contract will have a Payout Criterion of greater than  $X + 0.0200$ .

(22) In each case, "X" equals the last USD/CHF price rounded to the nearest 0.0020 as reported by the Source Agency.

(ii) WEEKLY USD/CHF BINARY CONTRACTS, 3:00PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Y - 0.0300$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Y - 0.0250$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Y - 0.0200$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Y - 0.0150$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Y - 0.0100$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Y - 0.0050$ .

(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  $Y + 0.0050$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Y + 0.0100$ .

(10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $Y + 0.0150$ .

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(11) Binary Contract 11: One Contract will have a Payout Criterion of greater than  $Y + 0.0200$ .

(12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  $Y + 0.0250$ .

(13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $Y + 0.0300$ .

(14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $Y + 0.0350$ .

(15) In each case, "Y" equals the last USD/CHF price rounded to the nearest value ending in either 0.0025 or 0.0075 as reported by the Source Agency.

(iii) INTRADAY USD/CHF 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  $Z1 - 0.0040$ .~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z1 + 0.0040$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z1 - 0.0025$ .

(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  $Z1 + 0.0025$ .

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(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z1 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z1 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z1 + 0.0100$ .

~~(4)~~ (10) In each case above,  $Z1$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(iv) INTRADAY USD/CHF 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  $Z2 - 0.0040$ .~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0040$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z2 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z2 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z2 - 0.0025$ .

(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  $Z2 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0050$ .

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(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z2 + 0.0100$ .

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

(v) INTRADAY USD/CHF 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  $Z3 - 0.0040$ .~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0040$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z3 - 0.0025$ .

(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  $Z3 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0075$ .

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(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z3 + 0.0100$ .

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

(vi) INTRADAY USD/CHF 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  $Z4 - 0.0040$ .~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z4$ .~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0040$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z4 - 0.0025$ .

(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  $Z4 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z4 + 0.0100$ .

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~~(4)~~ (10) In each case above, Z4 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(vii) INTRADAY USD/CHF 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 Z5 - 0.0040.~~

(2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.~~

(3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 + 0.0040.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5 - 0.0100.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5 - 0.0075.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 - 0.0050.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5 - 0.0025.

(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 + 0.0025.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5 + 0.0050.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5 + 0.0075.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5 + 0.0100.

~~(4)~~ (10) In each case above, Z5 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

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(viii) INTRADAY USD/CHF 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  $Z6 - 0.0040$ .~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0040$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0100$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0075$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0050$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z6 - 0.0025$ .

(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  $Z6 + 0.0025$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0050$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0075$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z6 + 0.0100$ .

~~(4)~~ (10) In each case above,  $Z6$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(ix) Nadex may list additional USD/CHF Binary Contract with different ranges of Payout Criteria on a discretionary basis in accordance with the CEA and Commission Regulations.

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(g) MINIMUM TICK - The Minimum Tick size for USD/CHF Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL - The Reporting Level for the USD/CHF Binary Contracts shall be 12,500 Contracts.

(i) POSITION LIMIT – There are currently no Position Limits for USD/CHF Binary Contract.

(j) LAST TRADING DATE – The Last Trading Date in a Series is the same date as the Expiration Date. No trading in the USD/CHF Binary Contracts shall occur after its Last Trading Date.

(k) SETTLEMENT DATE – The Settlement Date will be the date the USD/CHF number is released by the Source Agency.

(l) EXPIRATION DATE – The Expiration Date of the Contract will be the date on which the USD/CHF number is scheduled to be released.

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

(n) EXPIRATION VALUE – The Expiration Value is the price or value of USD/CHF as 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) Midpoints between the bid/ask spread (five pips wide or less) just prior to the close of trading of the USD/CHF Binary Contract and removing the highest five (5) Midpoints and the lowest (5) Midpoints, using the remaining fifteen (15) USD/CHF Midpoints to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) USD/CHF Midpoints, rounded to one decimal point past the precision of the underlying market. A Midpoint is calculated by adding the bid price and the ask price together and then dividing that number by two (2). For example, if the bid price is 1.2200 and the ask price is 1.2202, the two numbers are added together (totaling 2.4402) and then divided by two (2), equaling a Midpoint of 1.2201. If the spread between a particular bid price and ask price is deemed too wide (greater than five (5) pips), or if it is a consecutive duplicate bid/ask quote, those prices will not be used to calculate a Midpoint and will thus not be included within the 25 initially captured values.

(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 12.36 [UNCHANGED]

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## RULE 12.37 CURRENCY EXCHANGE USD/YEN BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the Currency Exchange USD/YEN (“USD/YEN”) Binary Contract issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Contracts is the US dollar/ Japanese Yen, herein referred to as “USD/YEN” as quoted in the Japanese Yen per US dollar obtained from the spot USD/YEN foreign currency market.

(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.

(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 USD/YEN Binary Contract, the Payout Criteria for the Contracts will be set as follows:

### (i) DAILY USD/YEN BINARY CONTRACTS, 3 PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X  
– 2.00.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X  
– 1.80.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X  
– 1.60.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than X  
– 1.40.

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than X  
– 1.20.

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than X  
– 1.00.

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- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than X  
– 0.80.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than X  
– 0.60.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than X  
– 0.40.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  
X – 0.20.
- (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 + 0.20.
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  
X + 0.40.
- (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  
X + 0.60.
- (15) Binary Contract 15: One Contract will have a Payout Criterion of greater than  
X + 0.80.
- (16) Binary Contract 16: One Contract will have a Payout Criterion of greater than  
X + 1.00.
- (17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  
X + 1.20.
- (18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  
X + 1.40.
- (19) Binary Contract 19: One Contract will have a Payout Criterion of greater than  
X + 1.60.
- (20) Binary Contract 20: One Contract will have a Payout Criterion of greater than  
X + 1.80.
- (21) Binary Contract 21: One Contract will have a Payout Criterion of greater than  
X + 2.00.

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(22) In each case, “X” equals the last USD/YEN price rounded to the nearest 0.20 as reported by the Source Agency.

(ii) WEEKLY USD/YEN BINARY CONTRACTS, 3PM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Y- 3.00.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Y- 2.50.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Y- 2.00.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Y- 1.50.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Y - 1.00.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Y - 0.50.
- (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 + 0.50.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y + 1.00.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than Y + 1.50.
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than Y + 2.00.
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than Y + 2.50.
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than Y + 3.00.

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(14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $Y + 3.50$ .

(15) In each case, “Y” equals the last USD/YEN price or value rounded to the nearest value ending in either 0.25 or 0.75 as reported by the Source Agency.

(iii) INTRADAY USD/YEN 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  $Z1 - 0.30$ .~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z1 + 0.30$ .~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z1 - 0.60$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z1 - 0.45$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z1 - 0.30$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z1 - 0.15$ .

(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  $Z1 + 0.15$ .

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z1 + 0.30$ .

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z1 + 0.45$ .

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z1 + 0.60$ .

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

(iv) INTRADAY USD/YEN 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 Z2~~  
~~-0.30.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2~~  
~~+0.30.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2  
-0.60.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2  
-0.45.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2  
-0.30.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z2  
-0.15.

(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  
+0.15.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z2  
+0.30.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z2  
+0.45.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z2  
+0.60.

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

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(v) INTRADAY USD/YEN 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 Z3~~  
~~-0.30.~~

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

(3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3~~  
~~+0.30.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3  
-0.60.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3  
-0.45.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3  
-0.30.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3  
-0.15.

(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  
+0.15.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z3  
+0.30.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z3  
+0.45.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3  
+0.60.

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

(vi) INTRADAY USD/YEN BINARY CONTRACTS, 11:00 AM to 1:00

PM ET CLOSE

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~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4~~  
~~-0.30.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4~~  
~~+0.30.~~

~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4~~  
~~-0.60.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4~~  
~~-0.45.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4~~  
~~-0.30.~~

~~(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4~~  
~~-0.15.~~

~~(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~~  
~~+0.15.~~

~~(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4~~  
~~+0.30.~~

~~(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4~~  
~~+0.45.~~

~~(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4~~  
~~+0.60.~~

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

(vii) INTRADAY USD/YEN 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 Z5~~  
~~-0.30.~~

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- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.~~
- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5~~  
~~+ 0.30.~~
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5  
~~- 0.60.~~
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5  
~~- 0.45.~~
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5  
~~- 0.30.~~
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5  
~~- 0.15.~~
- (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  
~~+ 0.15.~~
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5  
~~+ 0.30.~~
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5  
~~+ 0.45.~~
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5  
~~+ 0.60.~~

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

(viii) INTRADAY USD/YEN BINARY CONTRACTS, 1:00PM to 3:00 PM ET CLOSE

- (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than~~  
~~Z6 - 0.30.~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than~~  
~~Z6.~~

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- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z6 + 0.30$ .~~
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z6 - 0.60$ .
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z6 - 0.45$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z6 - 0.30$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z6 - 0.15$ .
- (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  $Z6 + 0.15$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z6 + 0.30$ .
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z6 + 0.45$ .
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z6 + 0.60$ .

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

(ix) Nadex may list additional USD/YEN Binary 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 USD/YEN Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the USD/YEN Binary Contracts shall be 12,500 Contracts.

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(i) **POSITION LIMIT** – There are currently no Position Limits for USD/YEN Binary Contract.

(j) **LAST TRADING DATE** – The Last Trading Date in a Series is the same date as the Expiration Date. No trading in the USD/YEN Binary Contracts shall occur after its Last Trading Date.

(k) **SETTLEMENT DATE** – The Settlement Date will be the date the USD/YEN number is released by the Source Agency.

(l) **EXPIRATION DATE** – The Expiration Date of the Contract will be the date on which the USD/YEN number is scheduled to be released.

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

(n) **EXPIRATION VALUE** – The Expiration Value is the price or value of USD/YEN as 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) Midpoints between the bid/ask spread (five pips wide or less) just prior to the close of trading of the USD/YEN Binary Contract and removing the highest five (5) Midpoints and the lowest (5) Midpoints, using the remaining fifteen (15) USD/YEN Midpoints to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) USD/YEN Midpoints, rounded to one decimal point past the precision of the underlying market. A Midpoint is calculated by adding the bid price and the ask price together and then dividing that number by two (2). For example, if the bid price is 121.00 and the ask price is 121.02, the two numbers are added together (totaling 242.02) and then divided by two (2), equaling a Midpoint of 121.01. If the spread between a particular bid price and ask price is deemed too wide (greater than five (5) pips), or if it is a consecutive duplicate bid/ask quote, those prices will not be used to calculate a Midpoint and will thus not be included within the 25 initially captured values.

(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 12.38 [UNCHANGED]**

**RULE 12.39 CURRENCY EXCHANGE EUR/JPY BINARY CONTRACTS**

(a) **SCOPE** – These Rules shall apply to the Class of Contracts referred to as the Currency Exchange EUR/JPY (“EUR/JPY”) Binary Contract issued by Nadex.

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(b) UNDERLYING – The Underlying for this Class of Contracts is the Euro/ Japanese Yen, herein referred to as “EUR/JPY” as quoted in the Japanese Yen per Euro obtained from the spot EUR/JPY foreign currency market.

(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.

(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 EUR/JPY Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY EUR/JPY BINARY CONTRACTS, 3 PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X  
– 2.00.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X  
– 1.80.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X  
– 1.60.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than X  
– 1.40.

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than X  
– 1.20.

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than X  
– 1.00.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than X  
– 0.80.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than X  
– 0.60.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than X  
– 0.40.

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(10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  $X - 0.20$ .

(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  $X + 0.20$ .

(13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  $X + 0.40$ .

(14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  $X + 0.60$ .

(15) Binary Contract 15: One Contract will have a Payout Criterion of greater than  $X + 0.80$ .

(16) Binary Contract 16: One Contract will have a Payout Criterion of greater than  $X + 1.00$ .

(17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  $X + 1.20$ .

(18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  $X + 1.40$ .

(19) Binary Contract 19: One Contract will have a Payout Criterion of greater than  $X + 1.60$ .

(20) Binary Contract 20: One Contract will have a Payout Criterion of greater than  $X + 1.80$ .

(21) Binary Contract 21: One Contract will have a Payout Criterion of greater than  $X + 2.00$ .

(22) In each case, "X" equals the last EUR/JPY price rounded to the nearest 0.20 as reported by the Source Agency.

(ii) WEEKLY EUR/JPY BINARY CONTRACTS, 3PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Y - 3.00$ .

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- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Y - 2.50$ .
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Y - 2.00$ .
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Y - 1.50$ .
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Y - 1.00$ .
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Y - 0.50$ .
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y$ .
- (8) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y + 0.50$ .
- (9) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y + 1.00$ .
- (10) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y + 1.50$ .
- (11) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y + 2.00$ .
- (12) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y + 2.50$ .
- (13) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y + 3.00$ .
- (14) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Y + 3.50$ .

(15) In each case, "Y" equals the last EUR/JPY price or value rounded to the nearest value ending in either 0.25 or 0.75 as reported by the Source Agency.

(iii) INTRADAY EUR/JPY BINARY CONTRACTS, 8:00 AM to 10:00 AM ET CLOSE

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- ~~-0.40.~~
- (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1~~
- ~~Z1.~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than~~
- ~~+0.40.~~
- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1~~
- ~~-0.80.~~
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1
- ~~-0.60.~~
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1
- ~~-0.40.~~
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1
- ~~-0.20.~~
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1
- Z1.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- +0.20.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z1
- +0.40.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1
- +0.60.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1
- +0.80.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1

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

(iv) INTRADAY EUR/JPY 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 Z2~~
- ~~-0.40.~~

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- ~~Z2.~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than~~
- ~~+ 0.40.~~
- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2~~
- ~~- 0.80.~~
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2
- ~~- 0.60.~~
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2
- ~~- 0.40.~~
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2
- ~~- 0.20.~~
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z2
- ~~Z2.~~
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- ~~+ 0.20.~~
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z2
- ~~+ 0.40.~~
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z2
- ~~+ 0.60.~~
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z2
- ~~+ 0.80.~~
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z2

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

(v) INTRADAY EUR/JPY 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 Z3~~
- ~~-0.40.~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3.~~

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- + 0.40.
- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3~~
- 0.80.
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3
- 0.60.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3
- 0.40.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3
- 0.20.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3
- Z3.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- + 0.20.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z3
- + 0.40.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z3
- + 0.60.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z3
- + 0.80.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3

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

(vi) INTRADAY EUR/JPY BINARY CONTRACTS, 11:00 AM to 1:00 PM ET CLOSE

- 0.40.
- (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4.~~
- + 0.40.
- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4~~

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- 0.80.
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4
- 0.60.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4
- 0.40.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4
- 0.20.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4
- Z4.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- + 0.20.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z4
- + 0.40.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4
- + 0.60.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4
- + 0.80.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4

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

(vii) INTRADAY EUR/JPY BINARY CONTRACTS, 12:00 PM to 2:00 PM ET CLOSE

- 0.40.
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5
- + 0.40.
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5
- 0.80.

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- 0.60.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5
- 0.40.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5
- 0.20.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5
- Z5.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z5
- + 0.20.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z5
- + 0.40.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5
- + 0.60.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5
- + 0.80.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5

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

(viii) INTRADAY EUR/JPY BINARY CONTRACTS, 1:00PM to 3:00

PM ET CLOSE

- ~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6~~  
~~-0.40.~~
- ~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6.~~
- ~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6~~  
~~+0.40.~~
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6  
- 0.80.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6  
- 0.60.

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- 0.40.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6
- 0.20.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6
- Z6.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- + 0.20.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z6
- + 0.40.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6
- + 0.60.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6
- + 0.80.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6

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

(ix) Nadex may list additional EUR/JPY Binary 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 EUR/JPY Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the EUR/JPY Binary Contracts shall be 12,500 Contracts.

(i) POSITION LIMIT – There are currently no Position Limits for EUR/JPY Binary Contract.

(j) LAST TRADING DATE – The Last Trading Date in a Series is the same date as the Expiration Date. No trading in the EUR/JPY Binary Contracts shall occur after its Last Trading Date.

(k) SETTLEMENT DATE – The Settlement Date will be the date the EUR/JPY number is released by the Source Agency.

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(l) EXPIRATION DATE – The Expiration Date of the Contract will be the date on which the EUR/JPY number is scheduled to be released.

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

(n) EXPIRATION VALUE – The Expiration Value is the price or value of EUR/JPY as 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) Midpoints between the bid/ask spread (five pips wide or less) just prior to the close of trading of the EUR/JPY Binary Contract and removing the highest five (5) Midpoints and the lowest (5) Midpoints, using the remaining fifteen (15) EUR/JPY Midpoints to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) EUR/JPY Midpoints, rounded to one decimal point past the precision of the underlying market. A Midpoint is calculated by adding the bid price and the ask price together and then dividing that number by two (2). For example, if the bid price is 121.00 and the ask price is 121.02, the two numbers are added together (totaling 242.02) and then divided by two (2), equaling a Midpoint of 121.01. If the spread between a particular bid price and ask price is deemed too wide (greater than five (5) pips), or if it is a consecutive duplicate bid/ask quote, those prices will not be used to calculate a Midpoint and will thus not be included within the 25 initially captured values.

(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 12.40 [UNCHANGED]

#### RULE 12.41 CURRENCY EXCHANGE GBP/JPY BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the Currency Exchange GBP/JPY (“GBP/JPY”) Binary Contract issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Contracts is the British Pound/ Japanese Yen, herein referred to as “GBP/JPY” as quoted in the Japanese Yen per British Pounds obtained from the spot GBP/JPY foreign currency market.

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

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

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(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 GBP/JPY Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY GBP/JPY BINARY CONTRACTS, 3 PM ET CLOSE

- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X – 2.00.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X – 1.80.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X – 1.60.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than X – 1.40.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than X – 1.20.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than X – 1.00.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than X – 0.80.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than X – 0.60.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than X – 0.40.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than X – 0.20.
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than X.

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(12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  
 $X + 0.20$ .

(13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  
 $X + 0.40$ .

(14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  
 $X + 0.60$ .

(15) Binary Contract 15: One Contract will have a Payout Criterion of greater than  
 $X + 0.80$ .

(16) Binary Contract 16: One Contract will have a Payout Criterion of greater than  
 $X + 1.00$ .

(17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  
 $X + 1.20$ .

(18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  
 $X + 1.40$ .

(19) Binary Contract 19: One Contract will have a Payout Criterion of greater than  
 $X + 1.60$ .

(20) Binary Contract 20: One Contract will have a Payout Criterion of greater than  
 $X + 1.80$ .

(21) Binary Contract 21: One Contract will have a Payout Criterion of greater than  
 $X + 2.00$ .

(22) In each case, "X" equals the last GBP/JPY price rounded to the nearest 0.20 as reported by the Source Agency.

(ii) WEEKLY GBP/JPY BINARY CONTRACTS, 3PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  
 $Y - 3.00$ .

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  
 $Y - 2.50$ .

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  
 $Y - 2.00$ .

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- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Y  
- 1.50.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Y  
- 1.00.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Y  
- 0.50.
- (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  
+ 0.50.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y  
+ 1.00.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than  
Y + 1.50.
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than  
Y + 2.00.
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than  
Y + 2.50.
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than  
Y + 3.00.
- (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than  
Y + 3.50
- (15) In each case, "Y" equals the last GBP/JPY price or value rounded to the nearest value ending in either 0.25 or 0.75 as reported by the Source Agency.

(iii) INTRADAY GBP/JPY 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 Z1~~  
~~-0.50.~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than~~  
~~Z1.~~

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- ~~+ 0.50.~~
- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1~~
- ~~- 1.00.~~
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1
- ~~- 0.75.~~
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1
- ~~- 0.50.~~
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1
- ~~- 0.25.~~
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1
- Z1.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- + 0.25.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z1
- + 0.50.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1
- + 0.75.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1
- + 1.00.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1

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

(iv) INTRADAY GBP/JPY BINARY CONTRACTS, 9:00 AM to 11:00 AM ET CLOSE

- ~~-0.50.~~
- (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2~~
- ~~Z2.~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than~~
- ~~+0.50.~~
- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2~~

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- 1.00. (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2
- 0.75. (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2
- 0.50. (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2
- 0.25. (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z2
- Z2. (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- + 0.25. (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z2
- + 0.50. (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z2
- + 0.75. (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z2
- + 1.00. (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z2

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

(v) INTRADAY GBP/JPY BINARY CONTRACTS, 10:00 AM to 12:00 PM ET CLOSE

- 0.50. (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3.~~
- + 0.50. (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3~~
- 1.00. (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3

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- 0.75.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3
- 0.50.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3
- 0.25.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3
- Z3.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z3
- + 0.25.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z3
- + 0.50.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z3
- + 0.75.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z3
- + 1.00.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3

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

(vi) INTRADAY GBP/JPY 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 Z4~~
- ~~-0.50.~~
- ~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4.~~
- ~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4~~
- ~~+ 0.50.~~
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4
- 1.00.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4
- 0.75.

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- 0.50.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4
- 0.25.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4
- Z4.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- + 0.25.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z4
- + 0.50.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4
- + 0.75.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4
- + 1.00.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4

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

(vii) INTRADAY GBP/JPY BINARY CONTRACTS, 12:00 PM to 2:00 PM ET CLOSE

- 0.50.
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5
- + 0.50.
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5
- 1.00.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5
- 0.75.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5
- 0.50.

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- 0.25.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5
- Z5.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- + 0.25.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z5
- + 0.50.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5
- + 0.75.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5
- + 1.00.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5

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

(viii) INTRADAY GBP/JPY BINARY CONTRACTS, 1:00PM to 3:00

PM ET CLOSE

- 0.50.
- (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6~~
- (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6.~~
- (3) ~~Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6~~
- + 0.50.
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6
- 1.00.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6
- 0.75.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6
- 0.50.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6
- 0.25.

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- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z6.
- + 0.25.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z6
- + 0.50.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6
- + 0.75.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6
- + 1.00.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6

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

(ix) Nadex may list additional GBP/JPY Binary 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 GBP/JPY Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the GBP/JPY Binary Contracts shall be 12,500 Contracts.

(i) POSITION LIMIT – There are currently no Position Limits for GBP/JPY Binary Contract.

(j) LAST TRADING DATE – The Last Trading Date in a Series is the same date as the Expiration Date. No trading in the GBP/JPY Binary Contracts shall occur after its Last Trading Date.

(k) SETTLEMENT DATE – The Settlement Date will be the date the GBP/JPY number is released by the Source Agency.

(l) EXPIRATION DATE – The Expiration Date of the Contract will be the date on which the GBP/JPY number is scheduled to be released.

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

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(n) EXPIRATION VALUE – The Expiration Value is the price or value of GBP/JPY as 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) Midpoints between the bid/ask spread (ten pips wide or less) just prior to the close of trading of the GBP/JPY Binary Contract and removing the highest five (5) Midpoints and the lowest (5) Midpoints, using the remaining fifteen (15) GBP/JPY Midpoints to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) GBP/JPY Midpoints, rounded to one decimal point past the precision of the underlying market. A Midpoint is calculated by adding the bid price and the ask price together and then dividing that number by two (2). For example, if the bid price is 121.00 and the ask price is 121.02, the two numbers are added together (totaling 242.02) and then divided by two (2), equaling a Midpoint of 121.01. If the spread between a particular bid price and ask price is deemed too wide (greater than ten (10) pips), or if it is a consecutive duplicate bid/ask quote, those prices will not be used to calculate a Midpoint and will thus not be included within the 25 initially captured values.

(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.

RULES 12.42 – 12.48 [UNCHANGED]

#### 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>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”).

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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>2</sup>.

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

(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.

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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 June 2012 futures will be Monday, March 12, 2012 for any Nadex weekly contracts listed on this date.

- (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.

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

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

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

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

(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.

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

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

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

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

(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.

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

(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) ~~(4)~~ In each case above, Z2 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

(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.

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- 30.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3
- 15.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3
- (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) ~~(4)~~ In each case above, Z3 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

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

- 60.
- (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4
- 45.
- (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4
- 30.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4
- 15.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4
- (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.

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+ 30. (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4

+ 45. (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

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

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

- 60. (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5

- 45. (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5

- 30. (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5

- 15. (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z5.

+ 15. (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z5

+ 30. (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5

+ 45. (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

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

(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 Z1~~  
~~- 30.~~

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

~~(3) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1~~  
~~+ 30.~~

(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) ~~(4)~~ In each case above, Z6 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

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

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~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2.~~  
~~-30.~~

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

~~(3) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2.~~  
~~+30.~~

~~(4) In each case above, Z2 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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.

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

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~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3.~~  
- 30.

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

~~(3) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3.~~  
+ 30.

~~(4) In each case above, Z3 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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.

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

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~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4~~  
~~-30.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4.~~

~~(3) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4~~  
~~+30.~~

~~(4) In each case above, Z4 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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.

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

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- 30.
- (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5~~
  - (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.~~
  - (3) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5~~
- +30.
- (4) ~~In each case above, Z5 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

- (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

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- 30.
- (1) ~~Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6~~
  - (2) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6.~~
  - (3) ~~Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6~~
- +30.
- (4) ~~In each case above, Z6 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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) 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.

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(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 [UNCHANGED]**

**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

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(Eurex).<sup>3</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>4</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.

(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.

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<sup>3</sup> Eurex® and DAX® are registered marks of Deutsche Börse AG. Nadex is not affiliated with the Eurex or Deutsche Börse AG, and neither Eurex nor its affiliates sponsor or endorse Nadex or its products in any way. In particular, the Nadex Germany 30 Binary Option Contracts are not sponsored, endorsed, sold or promoted by Eurex or Deutsche Börse AG.

<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 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) 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.

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(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.

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

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

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

(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.

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

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

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

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

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

(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.

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

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

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

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

- 80.  
(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

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

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

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

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

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

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

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

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

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

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- 80.
- (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
- 40.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3
- 20.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3
- Z3.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Z3
- + 20.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z3
- + 40.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z3
- + 60.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z3
- + 80.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3
- (10) In each case above, Z3 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

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

- 80.
- (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
- 40.
- (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4
- 20.
- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4

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- Z4.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- + 20.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Z4
- + 40.
- (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4
- + 60.
- (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4
- + 80.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4
- (10) In each case above, Z4 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.

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

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

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+ 80.  
(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5

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

(viii) ~~(iii)~~ 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 Z1~~  
- 40.

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

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

~~(4) In each case above, Z1 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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.

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+ 80.  
(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6

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

(ix) (iv) 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 Z2~~  
- 40.

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

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

~~(4) In each case above, Z2 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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.

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+ 80.  
(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z7

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

(x) (v) 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 Z3~~  
- 40.

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

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

~~(4) In each case above, Z3 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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.

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+ 80.  
(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z8

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

(xi) ~~(vi)~~ 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 Z4~~  
- 40.

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4~~  
+ 40.

~~(4) In each case above, Z4 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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.

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(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z9 + 80.

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

(xii) (vii)–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 Z5 – 40.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 + 40.~~

~~(4) In each case above, Z5 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(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.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z10 + 60.

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(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z10 + 80.

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

(xiii) ~~(viii)~~ 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 Z6 - 40.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 + 40.~~

~~(4) In each case above, Z6 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z11 - 80.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z11 - 60.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z11 - 40.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z11 - 20.

(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 + 20.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z11 + 40.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z11 + 60.

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(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z11 + 80.

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

(xiv)(ix) 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.

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RULES 12.52 – 12.58 [UNCHANGED]

RULE 12.59 NADEX US 500 BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the US 500 Binary Contracts issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Binary Contracts is the price of the E-mini S&P 500® Futures contracts (“SPFC”) traded on the Chicago Mercantile Exchange® (CME®)<sup>5</sup>. The SPFC trade prices that will be used to calculate the Underlying will be taken from four (4) SPFC delivery months: March, June, September, or December (each a “SPFC 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 Friday of the week preceding the Underlying futures contracts Expiration Date. For example, the CME e-mini S&P 500 March 2012 futures have an Expiration Date of March 16, 2012. The last day on which the e-mini S&P 500 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 e-mini S&P 500 contracts will be the Friday of the preceding week. Therefore, the End Date for using CME e-mini S&P 500 March 2012 futures will be March 9, 2012 and the Start Date for the next delivery month, CME e-mini S&P 500 June 2012 futures, will be March 10, 2012.

(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.

(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 US 500 Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY US 500 BINARY CONTRACTS, 4:15 PM ET CLOSE

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- 30. (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X
- 27. (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X
- 24. (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X
- 21. (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than X
- 18. (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than X
- 15. (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than X
- 12. (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than X
- 9. (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than X
- 6. (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than X
- X - 3. (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than X
- X. (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than X
- X + 3. (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than X
- X + 6. (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than X
- X + 9. (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than X
- X + 12. (15) Binary Contract 15: One Contract will have a Payout Criterion of greater than X

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X + 15. (16) Binary Contract 16: One Contract will have a Payout Criterion of greater than

X + 18. (17) Binary Contract 17: One Contract will have a Payout Criterion of greater than

X + 21. (18) Binary Contract 18: One Contract will have a Payout Criterion of greater than

X + 24. (19) Binary Contract 19: One Contract will have a Payout Criterion of greater than

X + 27. (20) Binary Contract 20: One Contract will have a Payout Criterion of greater than

X + 30. (21) Binary Contract 21: One Contract will have a Payout Criterion of greater than

(22) In each case above, "X" equals the US 500 reference price, as calculated by the Source Agency, rounded to the nearest one (1).

(ii) WEEKLY US 500 BINARY CONTRACTS, 4:15 PM ET CLOSE

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

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

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

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

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

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

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

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(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Y + 12.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y + 24.

(10) Binary Contract 10: One Contract will have a Payout Criterion of greater than Y + 36.

(11) Binary Contract 11: One Contract will have a Payout Criterion of greater than Y + 48.

(12) Binary Contract 12: One Contract will have a Payout Criterion of greater than Y + 60.

(13) Binary Contract 13: One Contract will have a Payout Criterion of greater than Y + 72.

(14) In each case above, "Y" equals the US 500 reference price, as calculated by the Source Agency, rounded to the nearest value ending in 0.50.

(iii) INTRADAY US 500 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 Z1 - 4.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 + 4.~~

~~(4) In each case above, Z1 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1 - 8.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1 - 6.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 - 4.

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(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1 - 2.

(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 + 2.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1 + 4.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1 + 6.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1 + 8.

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

(iv) INTRADAY US 500 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 Z2 - 4.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 + 4.~~

~~(4) In each case above, Z2 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2 - 8.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2 - 6.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 - 4.

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(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z2 - 2.

(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 + 2.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z2 + 4.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z2 + 6.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z2 + 8.

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

(v) INTRADAY US 500 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 Z3 - 4.~~

~~————— (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3.~~

~~————— (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3 + 4.~~

~~————— (4) In each case above, Z3 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3 - 8.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3 - 6.

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~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3  
- 4.~~

~~\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3  
- 2.~~

~~\_\_\_\_\_ (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  
+ 2.~~

~~\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z3  
+ 4.~~

~~\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z3  
+ 6.~~

~~\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3  
+ 8.~~

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

(vi) INTRADAY US 500 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 Z4  
- 4.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  
Z4.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4  
+ 4.~~

~~\_\_\_\_\_ (4) In each case above, Z4 equals the strike level determined by the Source Agency  
immediately before the issuance of these contracts.~~

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4  
- 8.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4  
- 6.~~

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~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4  
- 4.~~

~~\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4  
- 2.~~

~~\_\_\_\_\_ (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  
+ 2.~~

~~\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4  
+ 4.~~

~~\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4  
+ 6.~~

~~\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4  
+ 8.~~

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

(vii) INTRADAY US 500 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 Z5  
- 4.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  
Z5.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5  
+ 4.~~

~~\_\_\_\_\_ (4) In each case above, Z5 equals the strike level determined by the Source Agency  
immediately before the issuance of these contracts.~~

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5  
- 8.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5  
- 6.~~

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(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5  
- 4.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5  
- 2.

(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  
+ 2.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5  
+ 4.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5  
+ 6.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5  
+ 8.

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

(viii) INTRADAY US 500 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 Z6~~  
~~-4.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6~~  
~~+4.~~

~~(4) In each case above, Z6 equals the strike level determined by the Source Agency~~  
~~immediately before the issuance of these contracts.~~

~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6~~  
~~- 8.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6~~  
~~- 6.~~

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(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6  
- 4.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6  
- 2.

(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  
+ 2.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6  
+ 4.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6  
+ 6.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6  
+ 8.

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

(ix) INTRADAY US 500 BINARY CONTRACTS, 2:00 PM to 4:00 PM  
ET CLOSE

~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z7~~  
~~-4.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z7~~  
~~+4.~~

~~(4) In each case above, Z7 equals the strike level determined by the Source Agency~~  
~~immediately before the issuance of these contracts.~~

~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z7~~  
~~- 8.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z7~~  
~~- 6.~~

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(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z7 - 4.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z7 - 2.

(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 + 2.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z7 + 4.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z7 + 6.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z7 + 8.

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

(x) Nadex may list additional US 500 Binary 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 the US 500 Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the US 500 Binary Contracts shall be 1,750 Contracts.

(i) POSITION LIMIT – The Position Limits for the US 500 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.

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(l) EXPIRATION DATE – The Expiration Date of the Contract will be the date on which the 500 Expiration Value 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 US 500 Binary Contract is \$100.

(n) EXPIRATION VALUE – The Expiration Value is the price or value of US 500 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) SPFC trade prices just prior to the close of trading of the US 500 Binary Contract and removing the highest five (5) SPFC trade prices and the lowest five (5) SPFC trade prices, using the remaining fifteen (15) SPFC trade prices to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) remaining SPFC trade prices, rounded to one decimal point past the precision of the underlying market.

(o) CONTINGENCIES – If no daily settlement price of the relevant SPFC 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 12.60 [UNCHANGED]

#### RULE 12.61 NADEX US SMALLCAP 2000 BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the US SmallCap 2000 Binary Contracts issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Binary Contracts is the price of the Russell 2000<sup>®</sup> Mini Futures contracts (“RUFC”) traded on ICE Futures US<sup>®</sup> (ICE Futures)<sup>6</sup>. The RUFC trade prices that will be used to calculate the Underlying will be taken from four (4) RUFC delivery months: March, June, September, or December (each a “RUFC 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 Friday of the week preceding the Underlying futures contracts Expiration Date. For example, the ICE e-mini Russell 2000 March 2012 futures have an Expiration Date of March 16, 2012. The last day on which the e-mini Russell 2000 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 e-mini Russell 2000 contracts will be

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the Friday of the preceding week. Therefore, the End Date for using ICE e-mini Russell 2000 March 2012 futures will be March 9, 2012 and the Start Date for the next delivery month, ICE e-mini Russell 2000 June 2012 futures, will be March 10, 2012.

(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.

(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 US SmallCap 2000 Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY US SMALLCAP 2000 BINARY CONTRACTS, 4:15 PM ET

CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X  
- 20.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than X  
- 18.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than X  
- 16.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than X  
- 14.

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than X  
- 12.

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than X  
- 10.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than X  
- 8.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than X  
- 6.

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- 4.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than X
- X - 2.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than
- X.
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than
- X + 2.
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than
- X + 4.
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than
- X + 6.
- (14) Binary Contract 14: One Contract will have a Payout Criterion of greater than
- X + 8.
- (15) Binary Contract 15: One Contract will have a Payout Criterion of greater than
- X + 10.
- (16) Binary Contract 16: One Contract will have a Payout Criterion of greater than
- X + 12.
- (17) Binary Contract 17: One Contract will have a Payout Criterion of greater than
- X + 14.
- (18) Binary Contract 18: One Contract will have a Payout Criterion of greater than
- X + 16.
- (19) Binary Contract 19: One Contract will have a Payout Criterion of greater than
- X + 18.
- (20) Binary Contract 20: One Contract will have a Payout Criterion of greater than
- X + 20.
- (21) Binary Contract 21: One Contract will have a Payout Criterion of greater than

(22) In each case above, "X" equals the US SmallCap 2000 reference price, as calculated by the Source Agency, rounded to the nearest one (1).

(ii) WEEKLY US SMALLCAP 2000 BINARY CONTRACTS, 4:15 PM  
ET CLOSE

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- 36. (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Y
- 30. (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Y
- 24. (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Y
- 18. (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Y
- 12. (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Y
- 6. (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Y
- + 6. (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
- + 12. (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y
- Y + 18. (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than Y
- Y + 24. (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than Y
- Y + 30. (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than Y
- Y + 36. (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than Y

(14) In each case above, "Y" equals the US SmallCap 2000 reference price, as calculated by the Source Agency, rounded to the nearest two (2).

(iii) INTRADAY US SMALLCAP 2000 BINARY CONTRACTS, 8:00 AM to 10:00 AM ET CLOSE

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~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1 -2.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 +2.~~

~~(4) In each case above, Z1 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1 -4.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1 -3.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 -2.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1 -1.

(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 +1.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1 +2.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1 +3.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1 +4.

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

(iv) INTRADAY US SMALLCAP 2000 BINARY CONTRACTS, 9:00 AM to 11:00 AM ET CLOSE

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~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z2 - 2$ .~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z2$ .~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 + 2$ .~~

~~\_\_\_\_\_ (4) In each case above,  $Z2$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z2 - 4$ .

\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z2 - 3$ .

\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 - 2$ .

\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z2 - 1$ .

\_\_\_\_\_ (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  $Z2 + 1$ .

\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z2 + 2$ .

\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z2 + 3$ .

\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z2 + 4$ .

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



(v) INTRADAY US SMALLCAP 2000 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 Z3 -2.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3 +2.~~

~~\_\_\_\_\_ (4) In each case above, Z3 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3 -4.

\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3 -3.

\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3 -2.

\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3 -1.

\_\_\_\_\_ (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 +1.

\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z3 +2.

\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z3 +3.

\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3 +4.

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

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(vi) INTRADAY US SMALLCAP 2000 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 Z4 -2.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4 +2.~~

~~\_\_\_\_\_ (4) In each case above, Z4 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4 -4.

\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4 -3.

\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4 -2.

\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4 -1.

\_\_\_\_\_ (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 +1.

\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4 +2.

\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4 +3.

\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4 +4.

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

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(vii) INTRADAY US SMALLCAP 2000 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 Z5 -2.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 +2.~~

~~\_\_\_\_\_ (4) In each case above, Z5 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5 -4.

\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5 -3.

\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 -2.

\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5 -1.

\_\_\_\_\_ (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 +1.

\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5 +2.

\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5 +3.

\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5 +4.

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

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(viii) INTRADAY US SMALLCAP 2000 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 Z6 -2.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 +2.~~

~~\_\_\_\_\_ (4) In each case above, Z6 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6 -4.

\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6 -3.

\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 -2.

\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6 -1.

\_\_\_\_\_ (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 +1.

\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6 +2.

\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6 +3.

\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6 +4.

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

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(ix) INTRADAY US SMALLCAP 2000 BINARY CONTRACTS, 2:00 PM to 4:00 PM ET CLOSE

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z7 - 2$ .~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z7$ .~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z7 + 2$ .~~

~~\_\_\_\_\_ (4) In each case above,  $Z7$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z7 - 4$ .

\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z7 - 3$ .

\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z7 - 2$ .

\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z7 - 1$ .

\_\_\_\_\_ (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  $Z7 + 1$ .

\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z7 + 2$ .

\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z7 + 3$ .

\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z7 + 4$ .

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

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(x) Nadex may list additional US SmallCap 2000 Binary 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 the US SmallCap 2000 Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL – The Reporting Level for the US SmallCap 2000 Binary Contracts shall be 1,750 Contracts.

(i) POSITION LIMIT – The Position Limits for the US SmallCap 2000 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 on which the 500 Expiration Value 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 US SmallCap 2000 Binary Contract is \$100.

(n) EXPIRATION VALUE – The Expiration Value is the price or value of US SmallCap 2000 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) RUFC trade prices just prior to the close of trading of the US SmallCap 2000 Binary Contract and removing the highest five (5) RUFC trade prices and the lowest five (5) RUFC trade prices, using the remaining fifteen (15) RUFC trade prices to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) remaining RUFC trade prices, rounded to one decimal point past the precision of the underlying market.

(o) CONTINGENCIES – If no daily settlement price of the relevant RUFC 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 12.62 [UNCHANGED]

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## RULE 12.63 NADEX US TECH 100 BINARY CONTRACTS

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

(b) UNDERLYING – The Underlying for this Class of Binary Contracts is the price of the E-mini NASDAQ 100® Futures contracts (“NQFC”) traded on the Chicago Mercantile Exchange® (CME®)<sup>7</sup>. The NQFC trade prices that will be used to calculate the Underlying will be taken from four (4) NQFC delivery months: March, June, September, or December (each a “NQFC 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 Friday of the week preceding the Underlying futures contracts Expiration Date. For example, the CME e-mini NASDAQ 100 March 2012 futures have an Expiration Date of March 16, 2012. The last day on which the e-mini NASDAQ 100 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 e-mini NASDAQ 100 contracts will be the Friday of the preceding week. Therefore, the End Date for using CME e-mini NASDAQ 100 March 2012 futures will be March 9, 2012 and the Start Date for the next delivery month, CME e-mini NASDAQ 100 June 2012 futures, will be March 10, 2012.

(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.

(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 US Tech 100 Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY US TECH 100 BINARY CONTRACTS, 4:15 PM ET CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than X - 40.

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- X - 36. (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than
- X 32. (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than
- X - 28. (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than
- X - 24. (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than
- X - 20. (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than
- X - 16. (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than
- X - 12. (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than
- X - 8. (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than
- than X - 4. (10) Binary Contract 10: One Contract will have a Payout Criterion of greater
- than X. (11) Binary Contract 11: One Contract will have a Payout Criterion of greater
- than X + 4. (12) Binary Contract 12: One Contract will have a Payout Criterion of greater
- than X + 8. (13) Binary Contract 13: One Contract will have a Payout Criterion of greater
- than X + 12. (14) Binary Contract 14: One Contract will have a Payout Criterion of greater
- than X + 16. (15) Binary Contract 15: One Contract will have a Payout Criterion of greater
- than X + 20. (16) Binary Contract 16: One Contract will have a Payout Criterion of greater

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17) Binary Contract 17: One Contract will have a Payout Criterion of greater than  $X + 24$ .

(18) Binary Contract 18: One Contract will have a Payout Criterion of greater than  $X + 28$ .

(19) Binary Contract 19: One Contract will have a Payout Criterion of greater than  $X + 32$ .

(20) Binary Contract 20: One Contract will have a Payout Criterion of greater than  $X + 36$ .

(21) Binary Contract 21: One Contract will have a Payout Criterion of greater than  $X + 40$ .

(22) In each case above, "X" equals the US Tech 100 reference price, as calculated by the Source Agency, rounded to the nearest four (4).

(ii) WEEKLY US TECH 100 BINARY CONTRACTS, 4:15 PM ET

CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Y - 72$ .

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

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Y - 48$ .

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Y - 36$ .

(5) Binary Contract 5: One Contract will have a Payout Criterion of greater than  $Y - 24$ .

(6) Binary Contract 6: One Contract will have a Payout Criterion of greater than  $Y - 12$ .

(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  $Y + 12$ .

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(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y + 24.

(10) Binary Contract 10: One Contract will have a Payout Criterion of greater than Y + 36.

(11) Binary Contract 11: One Contract will have a Payout Criterion of greater than Y + 48.

(12) Binary Contract 12: One Contract will have a Payout Criterion of greater than Y + 60.

(13) Binary Contract 13: One Contract will have a Payout Criterion of greater than Y + 72.

(14) In each case above, "Y" equals the US Tech 100 reference price, as calculated by the Source Agency, rounded to the nearest 10.

(iii) INTRADAY US TECH 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 Z1 - 10.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 + 10.~~

~~(4) In each case above, Z1 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1 - 20.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1 - 15.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 - 10.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1 - 5.

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(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 + 5.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1 + 10.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1 + 15.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1 + 20.

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

(iv) INTRADAY US TECH 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 Z2 - 10.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 + 10.~~

~~(4) In each case above, Z2 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z2 - 20.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2 - 15.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z2 - 10.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z2 - 5.

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(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 + 5.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z2 + 10.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z2 + 15.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z2 + 20.

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

(v) INTRADAY US TECH 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 Z3 - 10.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3 + 10.~~

~~(4) In each case above, Z3 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z3 - 20.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z3 - 15.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z3 - 10.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z3 - 5.

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(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 + 5.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z3 + 10.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z3 + 15.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z3 + 20.

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

(vi) INTRADAY US TECH 100 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 Z4 - 10.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4 + 10.~~

~~(4) In each case above, Z4 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z4 - 20.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z4 - 15.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z4 - 10.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z4 - 5.

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(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 + 5.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z4 + 10.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z4 + 15.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z4 + 20.

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

(vii) INTRADAY US TECH 100 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 Z5 - 10.~~

~~(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.~~

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 + 10.~~

~~(4) In each case above, Z5 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5 - 20.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5 - 15.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 - 10.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5 - 5.

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(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 + 5.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5 + 10.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5 + 15.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5 + 20.

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

(viii) INTRADAY US TECH 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 Z6 - 10.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 + 10.~~

~~(4) In each case above, Z6 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6 - 20.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6 - 15.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 - 10.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6 - 5.

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(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 + 5.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6 + 10.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6 + 15.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6 + 20.

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

(ix) INTRADAY US TECH 100 BINARY CONTRACTS, 2:00 PM to 4:00 PM ET CLOSE

~~(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z7 - 10.~~

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

~~(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z7 + 10.~~

~~(4) In each case above, Z7 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z7 - 20.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z7 - 15.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z7 - 10.

(4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z7 - 5.

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(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 + 5.

(7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z7 + 10.

(8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z7 + 15.

(9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z7 + 20.

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

(x) Nadex may list additional US Tech 100 Binary 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 the US Tech 100 Binary Contracts shall be \$0.25.

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

(i) POSITION LIMIT – The Position Limits for the US Tech 100 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 on which the US Tech 100 Expiration Value 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 US Tech 100 Binary Contract is \$100.

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(n) EXPIRATION VALUE – The Expiration Value is the price or value of US Tech 100 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) NQFC trade prices just prior to the close of trading of the US Tech 100 Binary Contract and removing the highest five (5) NQFC trade prices and the lowest five (5) NQFC trade prices, using the remaining fifteen (15) NQFC trade prices to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) remaining NQFC trade prices, rounded to one decimal point past the precision of the underlying market.

(o) CONTINGENCIES – If no daily settlement price of the relevant NQFC 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 12.64 [UNCHANGED]

#### RULE 12.65 NADEX WALL STREET 30 BINARY CONTRACTS

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

(b) UNDERLYING – The Underlying for this Class of Contracts is the price of the E-mini Dow® Futures contracts (“DJFC”) traded on the Chicago Board of Trade (CBOT®)<sup>8</sup>. The DJFC trade prices that will be used to calculate the Underlying will be taken from four (4) DJFC delivery months: March, June, September, or December (each a “DJFC 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 Friday of the week preceding the Underlying futures contracts Expiration Date. For example, the CME e-mini Dow March 2012 futures have an Expiration Date of March 16, 2012. The last day on which the e-mini Dow 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 e-mini Dow contracts will be the Friday of the preceding week. Therefore, the End Date for using CME e-mini Dow March 2012 futures will be March 9, 2012 and the Start Date for the next delivery month, CME e-mini Dow June 2012 futures, will be March 10, 2012.

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

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

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<sup>8</sup> CBOT® is a registered service mark of the Board of Trade of the City of Chicago, “Dow Jones,” “DJIA,” and “The Dow” are registered trademarks of Dow Jones & Company, Inc. Nadex is not affiliated with the Board of Trade of the City of Chicago or Dow Jones and neither the Board of Trade of the City of Chicago, Dow Jones, nor its affiliates, sponsor or endorse Nadex or its products in any way. In particular, the Nadex Wall Street 30 Contracts are not sponsored, endorsed, sold or promoted by CBOT or Dow Jones.

(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 Wall Street 30 Binary Contract, the Payout Criteria for the Contracts will be set as follows:

(i) DAILY WALL STREET 30 BINARY CONTRACTS, 4:15 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.

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(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.

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

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

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

(22) In each case above, "X" equals the Wall Street 30 reference price, as  
calculated by the Source Agency, rounded to the nearest ten (10).

(ii) WEEKLY WALL STREET 30 BINARY CONTRACTS, 4:15 PM ET

CLOSE

(1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  
Y - 600.

(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  
Y - 500.

(3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  
Y - 400.

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- (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Y - 300.
- (5) Binary Contract 5: One Contract will have a Payout Criterion of greater than Y - 200.
- (6) Binary Contract 6: One Contract will have a Payout Criterion of greater than Y - 100.
- (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 + 100.
- (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Y + 200.
- (10) Binary Contract 10: One Contract will have a Payout Criterion of greater than Y + 300.
- (11) Binary Contract 11: One Contract will have a Payout Criterion of greater than Y + 400.
- (12) Binary Contract 12: One Contract will have a Payout Criterion of greater than Y + 500.
- (13) Binary Contract 13: One Contract will have a Payout Criterion of greater than Y + 600.

(14) In each case above, "Y" equals the Wall Street 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 WALL STREET 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 Z1-40.~~

~~—————(2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1.~~

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~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 + 40.~~

~~\_\_\_\_\_ (4) In each case above, Z1 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z1 - 40.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z1 - 30.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z1 - 20.~~

~~\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z1 - 10.~~

~~\_\_\_\_\_ (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 + 10.~~

~~\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z1 + 20.~~

~~\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z1 + 30.~~

~~\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z1 + 40.~~

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

(iv) INTRADAY WALL STREET 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 Z2 - 40.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z2.~~

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~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 + 40$ .~~

~~\_\_\_\_\_ (4) In each case above,  $Z2$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z2 - 40$ .~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z2 - 30$ .~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z2 - 20$ .~~

~~\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z2 - 10$ .~~

~~\_\_\_\_\_ (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  $Z2 + 10$ .~~

~~\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z2 + 20$ .~~

~~\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z2 + 30$ .~~

~~\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z2 + 40$ .~~

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

(v) INTRADAY WALL STREET 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  $Z3 - 40$ .~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z3$ .~~

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~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 + 40$ .~~

~~\_\_\_\_\_ (4) In each case above,  $Z3$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z3 - 40$ .~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z3 - 30$ .~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z3 - 20$ .~~

~~\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z3 - 10$ .~~

~~\_\_\_\_\_ (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  $Z3 + 10$ .~~

~~\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z3 + 20$ .~~

~~\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z3 + 30$ .~~

~~\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z3 + 40$ .~~

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

(vi) INTRADAY WALL STREET 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  $Z4 - 40$ .~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z4$ .~~

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~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z4 + 40$ .~~

~~\_\_\_\_\_ (4) In each case above,  $Z4$  equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than  $Z4 - 40$ .~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than  $Z4 - 30$ .~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than  $Z4 - 20$ .~~

~~\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than  $Z4 - 10$ .~~

~~\_\_\_\_\_ (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  $Z4 + 10$ .~~

~~\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than  $Z4 + 20$ .~~

~~\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than  $Z4 + 30$ .~~

~~\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than  $Z4 + 40$ .~~

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

(vii) INTRADAY WALL STREET 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  $Z5 - 40$ .~~

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~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 + 40.~~

~~\_\_\_\_\_ (4) In each case above, Z5 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z5 - 40.

\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z5 - 30.

\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z5 - 20.

\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z5 - 10.

\_\_\_\_\_ (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 + 10.

\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z5 + 20.

\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z5 + 30.

\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z5 + 40.

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

(viii) INTRADAY WALL STREET 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 Z6 - 40.~~

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~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 + 40.~~

~~\_\_\_\_\_ (4) In each case above, Z6 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z6 - 40.~~

~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z6 - 30.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z6 - 20.~~

~~\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z6 - 10.~~

~~\_\_\_\_\_ (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 + 10.~~

~~\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z6 + 20.~~

~~\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z6 + 30.~~

~~\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z6 + 40.~~

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

(ix) INTRADAY WALL STREET 30 BINARY CONTRACTS, 2:00 PM to 4:00 PM ET CLOSE

~~\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z7 - 40.~~

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~~\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z7.~~

~~\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z7 + 40.~~

~~\_\_\_\_\_ (4) In each case above, Z7 equals the strike level determined by the Source Agency immediately before the issuance of these contracts.~~

\_\_\_\_\_ (1) Binary Contract 1: One Contract will have a Payout Criterion of greater than Z7 - 40.

\_\_\_\_\_ (2) Binary Contract 2: One Contract will have a Payout Criterion of greater than Z7 - 30.

\_\_\_\_\_ (3) Binary Contract 3: One Contract will have a Payout Criterion of greater than Z7 - 20.

\_\_\_\_\_ (4) Binary Contract 4: One Contract will have a Payout Criterion of greater than Z7 - 10.

\_\_\_\_\_ (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 + 10.

\_\_\_\_\_ (7) Binary Contract 7: One Contract will have a Payout Criterion of greater than Z7 + 20.

\_\_\_\_\_ (8) Binary Contract 8: One Contract will have a Payout Criterion of greater than Z7 + 30.

\_\_\_\_\_ (9) Binary Contract 9: One Contract will have a Payout Criterion of greater than Z7 + 40.

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

x) Nadex may list additional Wall Street 30 Binary Contracts with different ranges of Payout Criteria on a discretionary basis in accordance with the CEA and Commission Regulations.

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(g) **MINIMUM TICK** – The Minimum Tick size for the Wall Street 30 Binary Contracts shall be \$0.25.

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

(i) **POSITION LIMIT** – The Position Limits for the Wall Street 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 on which the Wall Street 30 Expiration Value 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 Wall Street 30 Binary Contract is \$100.

(n) **EXPIRATION VALUE** – The Expiration Value is the price or value of Wall Street 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) DJFC trade prices just prior to the close of trading of the Wall Street 30 Binary Contract and removing the highest five (5) DJFC trade prices and the lowest five (5) DJFC trade prices, using the remaining fifteen (15) DJFC trade prices to calculate the Expiration Value. The calculation used is a simple average of all fifteen (15) remaining DJFC trade prices, rounded to the precision of the underlying market.

(o) **CONTINGENCIES** – If no daily settlement price of the relevant DJFC 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.

RULES 12.66 – 12.78 [UNCHANGED]

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