**Rule Self-Certification**

August 15, 2016

Christopher J. Kirkpatrick

Office of the Secretariat

Commodity Futures Trading Commission

Three Lafayette Center

1155 21st Street, NW

Washington, DC 20581

Re: **Rule Certification for a**

**Market Maker Program**

**Reference File: SR-NFX-2017-41**

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (“Act”), and Section 40.6 of the Commission’s regulations thereunder, NASDAQ Futures, Inc. (“NFX” or “Exchange”) submits this self-certification to provide for a one-month extension of the Designated Market Maker program (the “DMM Program”) for energy contracts that the Exchange has listed pursuant to Appendix A of the Exchange Rulebook (the “Energy Contracts”).[[1]](#footnote-1) The DMM Program will continue to employ the same terms and conditions, attached hereto as Exhibit A,[[2]](#footnote-2) until its expiration on October 31, 2017. The Exchange will consult with NFX market participants and develops a new market maker program to begin on November 1, 2017.

The Exchange believes that the DMM Program complies with Core Principle 4 (Monitoring of Trading), Core Principle 9 (Execution of Transactions) and Core Principle 12 (Protection of Market Participants). The DMM Program will not impact order execution priority or otherwise give participants any execution preference or advantage. The DMM Program will not impact the Exchange’s ability to perform its trade practice and market surveillance obligations under the Act and Exchange staff will monitor trading in the Program’s products to prevent manipulative trading and market abuse. Additionally, the Exchange has systems to track Program participants’ volume to ensure proper distribution of earned incentives. Finally, NFX rules include prohibitions against fraudulent, non-competitive, unfair or abusive practices.

The Exchange has reviewed the designated contract market core principles as set forth in the Act in connection with the amendments presented herein. Consistent with Core Principle 7 - Availability of General Information, the Exchange will post general information, including the NFX Rulebook as amended herein, on its website: [business.nasdaq.com/futures](http://business.nasdaq.com/nasdaq-futures/nfx-market).

**Certifications**

There were no opposing views among NFX’s Board of Directors, members or market participants. The Exchange hereby certifies that the rule amendments set forth herein comply with the Act and the Commission’s regulations thereunder. The Exchange also certifies that notice of pending certification and a copy of this submission have been concurrently posted on the Exchange’s website at [business.nasdaq.com/futures](http://business.nasdaq.com/nasdaq-futures/nfx-market).

If you require any additional information regarding this submission, please contact Aravind (Andy) Menon at (301) 978-8416. Please refer to SR-NFX-2017-41 in any related correspondence.



Regards,

Daniel R. Carrigan

President

Exhibit A

Terms & Conditions of DMM Program (under separate cover)

Exhibit B

Cost estimate for DMM Program through October 31, 2017 (under separate cover)

1. See [NFX Rulebook Appendix A – Listed Contracts](http://nasdaqomxphlx.cchwallstreet.com/NASDAQOMXPHLX/NFX/) [↑](#footnote-ref-1)
2. Exhibit A contains the original confidential exhibit submitted with the DMM Program’s filing, SR-NFX-2016-14, detailing the terms and conditions of the DMM Program. Exhibit A also contains the anticipated cost of the program for the October time period. [↑](#footnote-ref-2)