

September 29, 2023

VIA PORTAL

Commodity Futures Trading Commission
Attention: Christopher Kirkpatrick, Secretary
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

Re: CFTC Regulation 40.6(a) Certification: Submission of Amendments to the Nodal Exchange Rulebook

Dear Mr. Kirkpatrick:

Nodal Exchange, LLC (“Nodal Exchange” or “Exchange”) is notifying the Commodity Futures Trading Commission (“CFTC” or “Commission”) that it is self-certifying amendments to the Nodal Exchange Rulebook (“Rules”) pursuant to Commission Regulation 40.6(a). The Exchange is amending Appendix A – Contract Specifications for all Power Futures. The Exchange intends to implement the amended Rules on or after October 20, 2023.

For all Power Futures Day Ahead contracts, the Exchange is amending the Last Trading Date from “The third (or fourth/sixth, depending on the ISO) business day following the last calendar day of the month” to “Last business day of the contract period”. In addition, the Exchange is amending the Final Settlement Date from “The first business day following the Last Trading Day” to “The third (or fourth/sixth, depending on the ISO) business day following the last calendar day of the month”.

For all Power Futures Real Time contracts, the Exchange is amending the Last Trading Date from “The third (or fourth/sixth, depending on the ISO) business day following the last calendar day of the month” to “The first business day of the month following the contract period”. In addition, the Exchange is amending the Final Settlement Date from “the first business day following the Last Trading Day” to “The third (or fourth/sixth, depending on the ISO) business day following the last calendar day of the month”.

Exchange management has assessed the amendments to the Rules, and their compliance with applicable provisions of the Act, including the Commissions Regulations and the Core Principles. Nodal Exchange has identified that the amendments may affect the following Core Principles as follows:

Core Principle 2 – Compliance with the Rules: The amendments to the Rules provide clarity and consistency with the Act for compliance with the Rules. Appendix A is applicable to all Nodal Exchange Participants.

Core Principle 3 – Contracts Not Readily Subject to Manipulation: The applicable Power Futures contracts are not readily subject to manipulation and are based on established and liquid underlying cash markets. Trading of the contracts is monitored by the Exchange.

Core Principle 7 – Availability of General Information: The amendments to the Rules provide clarity to Exchange Participants. The amended Rules are available to market authorities, Participants, Authorized Brokers and the public on the Exchange website.

Core Principle 11 – Financial Integrity of Transactions: The applicable Power Futures contracts will continue to be cleared by Nodal Clear, a registered derivatives clearing organization subject to Commission regulation, and carried by qualified futures merchants.

Pursuant to Section 5c(c) of the Act and the Commission’s Regulation 40.6, the Exchange certifies that amended Rules comply with the Act and the Commission’s Regulations thereunder. There have not been any opposing views expressed regarding the amendments to the Rules.

Nodal Exchange certifies that this submission has been concurrently posted on the Nodal Exchange website at www.nodalexchange.com.

If you have any question or need additional information regarding this submission, please contact me at 703-962-9853 or Markotic@nodalexchange.com.

Sincerely,

/s/ Max Markotic

Managing Director

Attachment:

- Exhibit A: Nodal Exchange Appendix A - Contract Specifications REDLINE
- Exhibit B: List of contracts