

September 14, 2026

SUBMITTED VIA CFTC PORTAL

Secretary of the Commission
Office of the Secretariat
U.S. Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20581

Re: KalshiEX LLC – CFTC Regulation 40.2(d) Class Certification Regarding the Initial Listing of the "Will <artist> receive <above/below/exactly/between/at least> <count> nominations at the <Billboard Music Awards ceremony>?" Contracts

Dear Sir or Madam,

Pursuant to Section 5c(c) of the Commodity Exchange Act and Section 40.2(d) of the regulations of the Commodity Futures Trading Commission, KalshiEX LLC (Kalshi), a registered DCM, hereby notifies the Commission that it is self-certifying, as a class pursuant to Commission Regulation 40.2(d)(1), the "Will <artist> receive <above/below/exactly/between/at least> <count> nominations at the <Billboard Music Awards ceremony>?" contracts (each, a Contract, and together, the Class). The Contracts will initially be listed after close-of-business on September 14, 2026; they are listed as the day after because of limitations of the Commission's online submission portal. The Exchange intends to list the contracts on a custom basis. The Contracts' terms and conditions (Appendix A) include the following strike conditions:

- <artist>
- <above/below/exactly/between/at least>
- <count>
- <Billboard Music Awards ceremony>

Each Contract within the Class relies upon a pricing source, formula, procedure, and methodology for calculating reference prices and payment obligations identical to those of the following product previously submitted to the Commission by Kalshi and certified pursuant to Commission Regulation 40.2(a) (the "Referenced Contract"): Official Product Name: "Will Taylor Swift receive <above/below/exactly/between/at least> <count> nominations at the 32nd Billboard Music Awards?"; Official Receipt Date: September 14, 2026.

Along with this letter, Kalshi submits the following documents:

- A concise explanation and analysis of the Class;
- An analysis of the conditions of Commission Regulation 40.2(d)(1)(i)–(iv);
- Certification;
- Appendix A with the Contracts' Terms and Conditions;
- Confidential Appendices with further information; and
- A request for FOIA confidential treatment.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Xavier Sottile
Head of Markets
KalshiEX LLC
xsottile@kalshi.com

KalshiEX LLC

Official Product Name: "Will <artist> receive <above/below/exactly/between/at least> <count> nominations at the <Billboard Music Awards ceremony>?"

Rulebook: BBMANOMS

Summary: Billboard Music Awards nomination counts

Kalshi Contract Category: Entertainment/Pop Culture

Kalshi Internal Category: Entertainment

September 14, 2026

CONCISE EXPLANATION AND ANALYSIS OF THE PRODUCT AND ITS COMPLIANCE WITH APPLICABLE PROVISIONS OF THE ACT, INCLUDING CORE PRINCIPLES AND THE COMMISSION'S REGULATIONS THEREUNDER

The following is a concise explanation and analysis of the Class and its compliance with the Act, including the relevant Core Principles (discussed in Appendix E), and the Commission's regulations thereunder. Although Commission Regulation 40.2(d)(1) requires certification only under Commission Regulations 40.2(a)(1), (a)(2), (a)(3)(i), (a)(3)(iv), and (a)(3)(vi), this explanation and analysis is provided voluntarily and consistent with CFTC Staff Advisory No. 26-22 (July 24, 2026) and CFTC Staff Letter No. 26-08 (Mar. 12, 2026).

I. Introduction

The "Will <artist> receive <above/below/exactly/between/at least> <count> nominations at the <Billboard Music Awards ceremony>?" Contracts are contracts relating to Entertainment.

Each Contract within the Class is identical in all respects to the Referenced Contract, except for the <artist> (i.e., the specific individual, group, ensemble, duo, or collective specified by the Exchange whose nominations are counted), the <above/below/exactly/between/at least> (i.e., the comparison operator specified by the Exchange), the <count> (i.e., the whole number of nominations specified by the Exchange), and the <Billboard Music Awards ceremony> (i.e., the single annual Billboard Music Awards ceremony, identified by its ordinal number, specified by the Exchange).. Every Contract within the Class relies on the identical pricing source, formula, procedure, and methodology for calculating reference prices and payment obligations, as set forth in Appendix A and analyzed below.

Further information about the Contracts, including an analysis of their risk mitigation and price basing utility, as well as additional considerations related to the Contracts, is included in Confidential Appendices C, D, and E.

Pursuant to Section 5c(c) of the Act and CFTC Regulation 40.2(d), the Exchange hereby certifies that each Contract within the Class complies with the Act and Commission regulations under the Act.

General Contract Terms and Conditions: The Contract operates similar to other event contracts that the Exchange lists for trading. The minimum price fluctuation is \$0.01 (one cent). Price bands will apply so that Contracts may only be listed at values of at least \$0.01 and at most \$0.99. Further, the Contract is sized with a one-dollar notional value and has a minimum price fluctuation of \$0.01 to enable Members to match the size of the contracts purchased to their economic risks. As outlined in Rule 5.16 of the Rulebook, trading shall be available at all times outside of any maintenance windows, which will be announced in advance by the Exchange. Members will be charged fees in accordance with Rule 3.13 of the Rulebook. Fees, if they are charged, are charged in such amounts as may be revised from time to time to be reflected on the Exchange's Website. A new Source Agency can be added via a Part 40 amendment. All instructions on how to access the Underlying are non-binding and are provided for convenience only and are not part of the binding Terms and Conditions of the Contract. They may be clarified at any time. Furthermore, the Contract's payout structure is characterized by the payment of an absolute amount to the holder of one side of the option and no payment to the counterparty. During the time that trading on the Contract is open, Members are able to adjust their positions and trade freely. The Expiration Value and Market Outcome are determined at or after Market Close. The market is then settled by the Exchange, and the long position holders and short position holders are paid according to the Market Outcome. In this case, "long position holders" refers to Members who purchased the "Yes" side of the Contract and "short position holders" refers to Members who purchased the "No" side of the Contract. If the Market Outcome is "Yes," meaning that an event occurs that is encompassed within the Payout Criterion, then the long position holders are paid an absolute amount proportional to the size of their position and the short position holders receive no payment. If the Market Outcome is "No," then the short position holders are paid an absolute amount proportional to the size of their position and the long position holders receive no payment. Specification of the circumstances that would trigger a Market Outcome of "Yes" are included below in the section titled "Payout Criterion" in Appendix A.

CLASS CERTIFICATION CONDITIONS PURSUANT TO COMMISSION REGULATION 40.2(d)(1)

Commission Regulation 40.2(d)(1) permits a designated contract market to list or facilitate trading in any swap or number of swaps based upon certain excluded commodities as a certified class, provided the DCM certifies, under Commission Regulations 40.2(a)(1), (a)(2), and (a)(3)(i), (iv), and (vi), that each of the conditions of Commission Regulation 40.2(d)(1)(i)–(iv) is satisfied. Each condition is satisfied with respect to the Class, as set forth below.

Condition (i) – Excluded Commodity: Each Contract within the Class is based upon an excluded commodity specified in Commission Regulation 40.2(d)(1). Specifically, each Contract is based upon an “occurrence, extent of an occurrence, or contingency” within the meaning of Section 1a(19)(iv) of the Act, namely, the number of nominations received by a specified artist at a specified annual Billboard Music Awards ceremony, as announced by Billboard, which is beyond the control of the parties to the relevant contract, agreement, or transaction and is associated with a financial, commercial, or economic consequence.

Condition (ii) – Identical Pricing Source, Formula, Procedure, and Methodology: Each Contract within the Class is based upon an excluded commodity with an identical pricing source, formula, procedure, and methodology for calculating reference prices and payment obligations. Each Contract within the Class relies upon the identical Source Agencies, in identical hierarchical order, as set forth in Appendix A: Billboard (including the official list of finalists, also referred to as nominees, published by Billboard at Billboard.com and BillboardMusicAwards.com and through Billboard's and dick clark productions' press offices), the Associated Press, Bloomberg News, Reuters, the New York Times, the Washington Post, CNBC, BBC, ABC, CBS, CNN, Fox News, MS Now, NBC, and the Wall Street Journal. This hierarchy is identical for every Contract within the Class.

Each Contract within the Class also relies upon an identical formula for calculating payment obligations: binary settlement of \$1.00 if the Payout Criterion — that the number of nominations received by the specified artist at the specified Billboard Music Awards ceremony stands in the specified relation to the specified count — is satisfied, and \$0.00 otherwise. Every Contract within the Class is denominated exclusively in U.S. Dollars.

Each Contract within the Class further relies upon an identical procedure and methodology, namely the single, uniform set of rules set forth in the BBMANOMS Rulebook attached as Appendix A. Every Contract in the Class shares the same definitions of Underlying, Source Agency, and Payout Criterion, and the same clarifications regarding what constitutes a nomination, how nominations are counted, and how announcements, corrections, rescissions, and cancellations by Billboard are treated. Every ceremony within the Class is administered by a single governing body, Billboard, in partnership with dick clark productions, under the

chart-based finalist selection methodology approved by Billboard for that ceremony, and finalists for every ceremony are determined through the same chart-data methodology — compiled from sales, streaming, radio airplay, and touring data by Billboard's data partner, Luminate — and published through the same official record. The Class is limited to the annual Billboard Music Awards; it does not include the Billboard Latin Music Awards, the Billboard Women in Music honors, or the Billboard Live Music Awards, each of which is administered under a separate methodology and published through a separate official record, nor any award, honor, or ceremony conferred by any other body. Contracts within the Class differ only as to the specific artist, comparison operator, count, and Billboard Music Awards ceremony specified by the Exchange for each Contract — each a strike parameter rather than a differing settlement source, procedure, or methodology. Consistent with CFTC Staff Advisory No. 26-22, the Class does not bundle permutations with differing settlement sources or methodologies; every Contract within the Class settles pursuant to the same rules irrespective of which artist, comparison operator, count, or Billboard Music Awards ceremony is specified.

Condition (iii) – Identity with a Previously Certified or Approved Product: The pricing source, formula, procedure, and methodology for calculating reference prices and payment obligations in each particular Contract within the Class is identical to the pricing source, formula, procedure, and methodology for calculating reference prices and payment obligations in the Referenced Contract, a product previously submitted to the Commission by Kalshi and certified pursuant to Commission Regulation 40.2(a): Official Product Name "Will Taylor Swift receive <above/below/exactly/between/at least> <count> nominations at the 32nd Billboard Music Awards?", Official Receipt Date September 14, 2026. Each Contract within the Class differs from the Referenced Contract only as to the specific <artist> (the individual, group, ensemble, duo, or collective specified by the Exchange), the specific <above/below/exactly/between/at least> (the comparison operator specified by the Exchange), the specific <count> (the whole number of nominations specified by the Exchange), and the specific <Billboard Music Awards ceremony> specified by the Exchange. The Referenced Contract's artist (Taylor Swift) and ceremony (the 32nd Billboard Music Awards) are themselves instances of these same class variables. No other term, condition, Source Agency, formula, procedure, or methodology differs between the Referenced Contract and any Contract within the Class.

Condition (iv) – Identical Currency: Each Contract within the Class is based upon an excluded commodity involving an identical currency: each Contract is denominated, trades, and settles exclusively in United States Dollars, with a Settlement Value of \$1.00.

Identification of Settlement Sources: Consistent with CFTC Staff Advisory No. 26-22, the settlement sources upon which each Contract within the Class relies are specifically identified in Appendix A under “Source Agency,” and the settlement methodology applicable to every Contract within the Class is set forth in Appendix A under “Payout Criterion.”

Commission Regulation 40.2(d)(2): Kalshi acknowledges that the Commission may in its discretion require a registered entity to withdraw its certification under Commission Regulation 40.2(d)(1) and to submit each individual Contract, or certain individual Contracts, within the submission for Commission review pursuant to Commission Regulation 40.2 or 40.3.

**CERTIFICATIONS PURSUANT TO SECTION 5c OF THE COMMODITY EXCHANGE
ACT, 7 U.S.C. § 7A-2 AND COMMODITY FUTURES TRADING COMMISSION RULE
40.2, 17 C.F.R. § 40.2**

Based on the above analysis, and pursuant to Commission Regulations 40.2(d)(1) and 40.2(a)(1), (a)(2), (a)(3)(i), (a)(3)(iv), and (a)(3)(vi), the Exchange certifies that:

- ☐ Each Contract within the certified Class complies with the Act and Commission regulations thereunder.
- ☐ Each Contract within the certified Class satisfies each of the conditions of Commission Regulation 40.2(d)(1)(i)–(iv).
- ☐ This submission (other than those appendices for which confidential treatment has been requested) has been concurrently posted on the Exchange’s website at <https://kalshi.com/regulatory/filings>.

Should you have any questions concerning the above, please contact the exchange at ProductFilings@kalshi.com.



By: Xavier Sottile
Title: Head of Markets
Date: September 14, 2026

Attachments:

Appendix A - Contract Terms and Conditions

Appendix B - Trading Prohibitions

Appendix C (Confidential) - Further Considerations

Appendix D (Confidential) - Source Agency

Appendix E (Confidential) - Compliance with Core Principles

APPENDIX A – CONTRACT TERMS AND CONDITIONS

**Official Product Name: "Will <artist> receive <above/below/exactly/between/at least>
<count> nominations at the <Billboard Music Awards ceremony>?"**

Rulebook: BBMANOMS

BBMANOMS

Scope: These rules shall apply to each Contract within the Class.

Underlying: The Underlying for this Contract is the number of nominations received by <artist> at <Billboard Music Awards ceremony>, as announced by Billboard. Revisions to the Underlying made after Expiration will not be accounted for in determining the Expiration Value.

Source Agency: The Source Agencies are, in hierarchical order, Billboard (including the official list of finalists, also referred to as nominees, published by Billboard at Billboard.com and BillboardMusicAwards.com and through Billboard's and Dick Clark Productions' press offices), the Associated Press, Bloomberg News, Reuters, the New York Times, the Washington Post, CNBC, BBC, ABC, CBS, CNN, Fox News, MS Now, NBC, and the Wall Street Journal.

Type: The type of Contract is an Event Contract.

Issuance: The Contracts are based on the outcomes of recurrent events. Contract iterations will be issued on a recurring basis, and Contract iterations will generally correspond to each successive annual Billboard Music Awards ceremony.

<artist>: <artist> refers to a single individual, group, ensemble, duo, or collective specified by the Exchange whose nominations at <Billboard Music Awards ceremony> are counted (e.g., "Taylor Swift," "Morgan Wallen," "SZA," "Zach Bryan"). <artist> is identified by the name under which Billboard lists the individual or entity in its official list of finalists and, where two or more individuals or entities share a name, by the recordings, works, or credits with which the Exchange associates <artist> at Issuance. A change in the professional, stage, or legal name of <artist> does not affect its identification, and a name used by <artist> at any point during the eligibility period for <Billboard Music Awards ceremony> refers to the same <artist>. Where <artist> is an individual, <artist> is distinct from any group, ensemble, duo, or collective of which the individual is a member; where <artist> is a group, ensemble, duo, or collective, <artist> is distinct from each of its individual members. The Exchange may list iterations of the Contract corresponding to variations of <artist>.

<above/below/exactly/between/at least>: <above/below/exactly/between/at least> refers to comparison operators specified by the Exchange. "Above X" means strictly greater than X ($>X$). "Below X" means strictly less than X ($<X$). "Exactly X" means equal to X ($=X$), measured to the precision specified elsewhere in the Contract. "At least X" means greater than or equal to X ($\geq X$). "Between X and Y" means greater than or equal to X and less than or equal to Y ($\geq X$ and $\leq Y$), i.e., inclusive of both endpoints, unless otherwise specified. The Exchange may list iterations of the Contract corresponding to variations of <above/below/exactly/between/at least>.

<count>: <count> refers to a whole number of nominations specified by the Exchange. The Exchange may list iterations of the Contract with <count> levels that fall within an inclusive range beginning at zero (0) at consecutive increments of one (1). Due to the potential for variability in the Underlying, the Exchange may modify <count> levels in response to suggestions by Members.

<Billboard Music Awards ceremony>: <Billboard Music Awards ceremony> refers to a single annual Billboard Music Awards ceremony specified by the Exchange, identified by its ordinal number (for example, the 31st Billboard Music Awards), for which finalists are determined by Billboard based on chart performance and other data compiled by Billboard and its data partner, Luminate, for the eligibility period established by Billboard for that ceremony. <Billboard Music Awards ceremony> is identified by its ordinal number and not by its date; a change in the date, venue, network, streaming distributor, or format of the ceremony, or in the date or manner of Billboard's announcement of finalists, does not affect the identification of <Billboard Music Awards ceremony>. <Billboard Music Awards ceremony> does not include the Billboard Latin Music Awards, the Billboard Women in Music honors, the Billboard Live Music Awards, any Billboard Icon Award, Legacy of Excellence Award, or other honorary, special, or non-competitive award or recognition conferred by Billboard or Dick Clark Productions, or any other award, honor, or ceremony of Billboard, Dick Clark Productions, or any other body. The Exchange may list iterations of the Contract corresponding to variations of <Billboard Music Awards ceremony>.

Payout Criterion: The Payout Criterion for the Contract encompasses the Expiration Values that the number of nominations received by <artist> at <Billboard Music Awards ceremony> is <above/below/exactly/between/at least> <count>

Additional Clarifications:

Definition of Nomination:

- A "nomination" is a finalist placement (also referred to by Billboard as a "nominee" designation), in any competitive award category included in Billboard's official list of finalists for <Billboard Music Awards ceremony>, for which <artist> is named.
- A finalist placement naming a group, ensemble, duo, or collective of which <artist> is a member counts as a nomination received by <artist> only if Billboard names <artist> individually in the official list of finalists for that finalist placement. Conversely, where <artist> is a group, ensemble, duo, or collective, a finalist placement naming an individual member of <artist> and not naming <artist> itself is not a nomination received by <artist>.
- Appearing on a Billboard chart, being eligible for consideration in a category, or being

included on any predictions list, shortlist, or similar list that is not Billboard's official list of finalists, is not a nomination.

- The Billboard Icon Award, the Legacy of Excellence Award, and any other honorary, special, non-competitive, or separately administered award or recognition of Billboard or Dick Clark Productions — including, for the avoidance of doubt, the Billboard Latin Music Awards, the Billboard Women in Music honors, and the Billboard Live Music Awards — are not nominations. Nominations, awards, or honors conferred by any body other than Billboard are not nominations.

Counting of Nominations:

- Each finalist placement in each award category counts as one (1) nomination, regardless of the number of individuals or entities named in that finalist placement.
- Where two or more separate finalist placements naming <artist> are included in the same award category (for example, two songs by <artist> in the same category), each counts separately as one (1) nomination.
- The number of nominations received by <artist> is determined by applying the rules above to Billboard's official list of finalists.
- If <artist> is not named in Billboard's official list of finalists for <Billboard Music Awards ceremony>, <artist> receives zero (0) nominations.

Announcement, Corrections, and Rescissions:

- The nominations are received at the time Billboard first publishes its official list of finalists for <Billboard Music Awards ceremony>, whether by press release or publication on Billboard's or BillboardMusicAwards.com's website, whichever occurs first. All times are interpreted in Eastern Time (ET).
- If Billboard publishes finalists for <Billboard Music Awards ceremony> in more than one tranche, or announces certain award categories separately from others, all finalist placements so announced for that ceremony on or before the Expiration Date count, and the Underlying is the aggregate of all such finalist placements naming <artist>.
- If Billboard publishes a correction to its official list of finalists prior to Expiration (for example, to add an omitted finalist placement, to remove a finalist placement included in error, or to correct a chart-data or attribution error), the corrected list governs. Corrections published after Expiration will not be accounted for in determining the Expiration Value.
- A finalist placement that is included in Billboard's official list of finalists as published and is subsequently rescinded, revoked, withdrawn, declared ineligible, disqualified, or otherwise removed by Billboard, whether before or after Expiration, continues to count as a nomination received by <artist>. A rescission, revocation, withdrawal, disqualification, or declaration of ineligibility is not a correction for purposes of the preceding bullet.

Source and Silence:

- If the official records published by two or more Source Agencies conflict as to the finalist placements included in Billboard's official list of finalists for <Billboard Music Awards ceremony>, the record of the Source Agency highest in the hierarchical order stated above governs. Continuing ambiguity or dispute will be resolved by Kalshi pursuant to Rule 7.1.
- If Billboard is renamed, reorganized, merged, or succeeded by another organization prior to Expiration, the organization that in fact administers the annual Billboard Music Awards and publishes the official list of finalists for <Billboard Music Awards ceremony> is treated as Billboard for all purposes under these rules.
- If there is no reported data or answer for the Underlying by the Expiration Date — including because Billboard has not published an official list of finalists for <Billboard Music Awards ceremony>, has cancelled <Billboard Music Awards ceremony>, or has not compiled chart data sufficient to determine finalists for <Billboard Music Awards ceremony> — the Contract for the number of nominations received by <artist> at <Billboard Music Awards ceremony> being <above/below/exactly/between/at least> <count> will resolve to last fair price, as determined by the Exchange in its sole discretion.

If a natural person who is the primary subject of a Contract's Underlying or Payout Criterion dies prior to Expiration, or if an act or attempted act of violence, assassination, or terrorism directly prevents, interrupts, or causes the event that is the primary subject of a Contract's Underlying or Payout Criterion, Kalshi may, in its sole discretion, settle the Contract at the last traded price prior to the death or act. If Kalshi determines that trading activity was materially affected by the circumstances giving rise to the death or act, Kalshi may instead use the last traded price prior to such circumstances becoming known or reasonably anticipated by market participants. For purposes of this Rule, Kalshi may rely on an approximate time where the precise time is unknown or cannot be reasonably determined. If Kalshi determines that no last traded price represents a fair settlement, the Outcome Review Committee shall determine the fair settlement price. Kalshi may halt or pause trading in any such Contract (with public notice on Kalshi's website or the Platform) if it reasonably believes that a death or act of terrorism subject to this Rule has occurred, is imminent, or that circumstances giving rise to such an occurrence may be happening. Determinations of Kalshi and the Outcome Review Committee under this Rule are final and not subject to review.

Minimum Tick: The Minimum Tick size for the Contract shall be \$0.01.

Position Accountability Level: The Position Accountability Level for the Contract shall be \$25,000 per strike, per Member.

Last Trading Date: The Last Trading Date of the Contract will be the Expiration Date. The Last Trading Time will be Expiration time.

Settlement Date: The Settlement Date of the Contract shall be no later than the day after the Expiration Date, unless the Market Outcome is under review pursuant to Rule 7.1.

Expiration Date: The latest Expiration Date of the Contract shall be one week after the date on which <Billboard Music Awards ceremony> is scheduled to be held, as published by Billboard as of Issuance. If an event described in the Payout Criterion occurs, expiration will be moved to an earlier date and time in accordance with Rule 7.2.

Expiration time: The Expiration time of the Contract shall be 10:00 AM ET.

Settlement Value: The Settlement Value for this Contract is \$1.00.

Expiration Value: The Expiration Value is the value of the Underlying as documented by the Source Agency on the Expiration Date at the Expiration time.

Contingencies: Before Settlement, Kalshi may, at its sole discretion, initiate the Market Outcome Review Process pursuant to Rule 7.1 of the Rulebook. If an Expiration Value cannot be determined on the Expiration Date, Kalshi has the right to determine payouts pursuant to Rule 7.1 in the Rulebook.

APPENDIX B – TRADING PROHIBITIONS

In addition to the general prohibition against trading on material nonpublic information, the Exchange will institute additional prohibitions for trading the contract. Persons under 18 years of age are not permitted to create Kalshi accounts. The following individuals will be prohibited from trading:

- Any employee, officer, director, contractor, or agent of Billboard or of dick clark productions, including any person involved in compiling, calculating, reviewing, or certifying chart data or the official list of finalists for <Billboard Music Awards ceremony>.
- Any employee, officer, contractor, or agent of Luminate, or of any other data provider or vendor engaged to collect, compile, or supply sales, streaming, airplay, or other data used to determine chart performance or finalists for <Billboard Music Awards ceremony>, who has access to material nonpublic information regarding the content or timing of the official list of finalists.
- Any executive or editorial staff member of Billboard or dick clark productions who has access to material nonpublic information regarding the content or timing of the official list of finalists for <Billboard Music Awards ceremony>, including the eligibility period, category definitions, or chart methodology applicable to that ceremony.
- Any employee, officer, contractor, or agent of a Source Agency listed in Appendix A with access to material nonpublic information relating to the Underlying.
- Any person who otherwise has the ability to influence, or has advance knowledge of, the content or timing of Billboard's official list of finalists for <Billboard Music Awards ceremony>, including whether and in how many categories <artist> is named as a finalist.
- The immediate family members and members of the same household of any person described above

