

January 6, 2010

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

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OFFICE OF THE SECRETARIAT  
C.F.T.C.

**RE: Rule Certification: Nadex<sup>®</sup> Amends its Holiday Schedule for the 2010 Japan Coming of Age Day Holiday and 2010 US Martin Luther King Jr. Holiday – Submission pursuant to Commission Regulation §40.6(a)**

Dear Mr. Stawick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (the Act”), and §40.6(a) of the regulations promulgated by the Commodity Futures Trading Commission (the “Commission”) under the Act, North American Derivatives Exchange, Inc. (“Nadex”) hereby submits to the Commission its intent to amend its trading hours and listing schedule for the 2010 Japan Coming of Age Day Holiday and 2010 US Martin Luther King Jr. Holiday.

**2010 Japan Coming of Age Day Product Holiday Schedule**

For the Japan Coming of Age Day on January 11, 2010, Nadex's Japan 225 contracts will have a modified trading schedule, as follows:

**Monday, January 11, 2010:** The Exchange will observe regular exchange hours. No daily or weekly Japan 225 contracts will be offered for trade date Monday, January 11, 2010.

**Tuesday, January 12, 2010:** The Exchange will observe regular exchange hours. All daily Japan 225 contracts offered on this date will open and close at their regular times. Weekly Japan 225 Binary contracts will be listed on this date with a settlement date of January 15, 2010 and will open and close at their regular times.

**2010 US Martin Luther King Jr. Product Holiday Schedule**

For the 2010 US Martin Luther King Jr. Holiday on Monday, January 18, 2010, Nadex will observe the following business hours:

**Monday, January 18, 2010:** The Exchange will be closed for trade date Monday, January 18, 2010.

**Tuesday, January 19, 2010:** The Exchange will observe regular exchange hours. All intraday and daily contracts offered on this date will open and close at their regular times. Weekly Binary contracts will be listed on this date with a settlement date of January 22, 2010 and will open and close at their regular times.

No contracts that have open interest will be affected by these amendments.

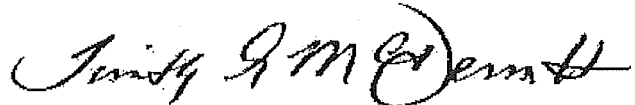
Nadex intends to implement these rule amendments provided for herein effective at the start of business on January 11, 2010.

No substantive opposing views were expressed to Nadex with respect to any of these actions.

Nadex hereby certifies that the revisions contained herein, comply with the Act and the Commission Regulations adopted thereunder.

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)  
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