

**Rule Self-Certification**

July 21, 2009

Office of the Secretary  
Commodity Futures Trading Commission  
Three Lafayette Center  
1155 21<sup>st</sup> St., N.W.  
Washington, D.C. 20581

2009 JUL 22 PM 3 25  
OFFICE OF THE SECRETARIAT  
O.F.T.C.

Re: Colombian Peso Futures Contract  
Reference File SR-NFX-2009-10

Ladies and Gentlemen:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (“Act”) and Section 40.2 and 40.6 of the regulations promulgated by the Commodity Futures Trading Commission under the Act, the NASDAQ OMX Futures Exchange (“NFX” or “Exchange”) hereby submits amendments to Exchange Rules 1203, 1206 and 1207 in connection with the listing on the NFX XL electronic trading platform of futures contracts on the Colombian Peso. The amendments, as well as the Notice to Members regarding the new contract and rule amendments are attached. The anticipated listing date for the Colombian Peso futures contract is July 27, 2009. The rule amendments will also be effective on the listing date. The attached Notice to Members, including margin requirements for the new contract, will be published on July 27, 2009.

There were no opposing views among the NFX’s Board of Directors, members or market participants. NFX hereby certifies that the attached amendments and Notice to Members and the new Colombian Peso futures contract comply with the Commodity Exchange Act and regulations thereunder.

Regards,



Daniel R. Carrigan  
Senior Managing Director

Cc w/att: Mr. Glenn Swann  
Mr. J. Goodwin  
National Futures Association  
Options Clearing Corporation

*new language is underlined; deleted language is crossed out*

## WORLD CURRENCY FUTURES CONTRACTS (Rules 1201—1213)

**Rule 1201 - 1202. No Change.**

**Rule 1203. Periods Traded**

(a) Trading in foreign currency futures contracts other than the Colombian Peso futures contract shall be conducted for delivery in three contract months from the March, June, September and December cycle. Trading in the Colombian Peso futures contract shall be in six consecutive contract months.

(b) No Change.

**Rule 1204 - 1205. No Change.**

**Rule 1206. Contract Specifications**

Specifications shall be fixed as of the first day of trading of a foreign currency futures contract.

(a) - (f) No Change.

(g) Specifications for foreign currency futures contracts in the Colombian Peso.

1. Trading unit. The unit of trading shall be 10,000,000 Colombian Pesos. Quotations will be expressed in dollars per 10,000,000 Colombian Pesos.

2. Price increments. The minimum price fluctuations shall be \$1.00 per 10,000,000 Colombian Pesos, which equals one dollar per contract.

3. Position Limits/Accountability. Pursuant to NFX Rule E28(a), no Person shall own or control, separately or in combination, a net long position or a net short position in a Colombian peso futures contract in excess of 40,000 contracts in the expiration month. A person owning or controlling more than 200,000 contracts net long or net short in all contract maturities combined shall provide, in a timely fashion, upon request by the Exchange, information regarding the nature of the position, trading strategy, and hedging information, if applicable.

**Rule 1207. Settlement**

Settlement. (a) All settlements of currency futures contract must be made in U.S. dollars through and in accordance with the rules of the Clearing Corporation. Except for the Colombian Peso futures contract, the ~~The~~ final settlement amount shall be the final mark to market amount against the Final Settlement Price multiplied by 1,000,000 in the case of the foreign currency futures contracts on the Japanese yen, or by 10,000 in the case of foreign currency futures contracts on the

British pound, the Euro, the Australian dollar, the Canadian dollar and the Swiss franc. In the case of the Colombian Peso futures contract, the final settlement amount shall be the final mark to market amount against the Final Settlement Price.

(b) Final settlement of a currency futures contract shall be made on the first day on which the Clearing Corporation is open for settlement following the Last Trading Day.

(c) Except for the Colombian Peso futures contract, the Final Settlement Price for the foreign currency futures contracts shall be the spot rate at 12:00:00 Eastern Time (noon) on the Last Trading Day unless the Exchange determines to apply an alternative Final Settlement Price as a result of extraordinary circumstances. In the case of the Colombian Peso futures contract, the Final Settlement Price (which is also the final settlement amount) shall be the reciprocal of the "Tasa Representativa del Mercado", or the official Market Exchange Rate in Colombia on the Last Trading Day multiplied by 10,000,000 and rounded to the nearest \$1.00, unless the Exchange determines to apply an alternative Final Settlement Price as a result of extraordinary circumstances.

(d) Each Trading Day except for the Last Trading Day, the Exchange will establish the Daily Settlement Price for all contracts other than the Colombian Peso futures contract as the 4:15 PM Philadelphia Stock Exchange ("Phlx") NASDAQ OMX PHLX modified spot rate for the currency, divided by ten thousand in the case of futures contracts on the Japanese yen, and divided by one hundred in the case of futures contracts on the other currencies. Each Trading Day except for the Last Trading Day, the Exchange will establish the Daily Settlement Price for the Colombian Peso as the average of the best bid and the best offer or, if there is no bid or no offer, will establish the Daily Settlement Price as the spot price multiplied by 10,000,000.

(e) No Change.

**1208 - 1213. No Change.**

**NOTICE TO MEMBERS**

**TO:** Members and Member Organizations  
**FROM:** NASDAQ OMX Futures Exchange, Inc.  
**DATE:** July 27, 2009  
**RE:** Launch of Colombian Peso Futures Contract

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On July 21, 2009 the NASDAQ OMX Futures Exchange ("NFX" or the "Exchange") filed SR-NFX-2009-10 with the Commodity Futures Trading Commission ("CFTC"). In that filing the Exchange amended Exchange Rules 1203, 1206 and 1207 to provide for trading in a Colombian Peso futures contract on NFX. This Notice to Members is to advise NFX members that futures contracts on the Colombian Peso will be listed beginning today, July 27, 2009, pursuant to NFX Rules 1201 - 1213. NFX Futures Regulatory Alert 2009-02 specifies the NFX Trading Days, Hours of Operation, Holidays and Early Closes for 2009 through 2010 for NFX World Currency Futures contracts trading on the NFX XL system, including the new Colombian Peso futures contract.

Through this Notice to Members and pursuant to the NFX Rule E11(b), NFX has established the following SPAN®<sup>1</sup> Minimum Performance Bond Requirements ("margin") that members and member organizations must collect from customers and maintain for firm and market maker trading in the Colombian Peso futures contract:

<u>Colombian Peso Currency Future</u>	<u>Initial Margin</u>	<u>Maintenance</u>
Speculative	\$ 352	\$ 320
Hedge	\$ 352	\$ 320
Calendar Spread Margin	\$ 25	\$ 25

These margin requirements will remain in effect until further notice from the Exchange. In addition to Rule E11, members and member organizations are urged to consult the Margin Handbook published by the Joint Audit Committee if they have any questions regarding margin generally.

Please direct any questions concerning this Notice to Dennis Boylan, Director-Market Operations, at (215) 496-5338

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<sup>1</sup> SPAN refers to Standard Portfolio Analysis of Risk Performance bond system.