

July 29, 2008

Mr. David Stawick
Secretary of the Commission
Commodity Futures Trading Commission
1155 21st Street, N.W.
Washington, D.C.20581

OFFICE OF THE SECRETARIAT

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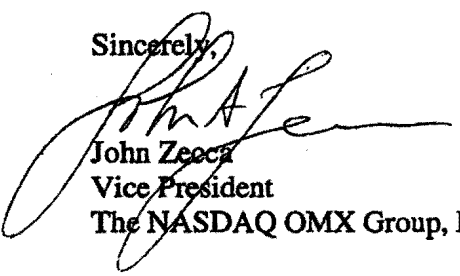
Re: Certification Pursuant to Commission Rule 38.5(d)

Dear Mr. Stawick:

On July 24, 2008, The NASDAQ OMX Group, Inc. ("Nasdaq") acquired all outstanding shares of Philadelphia Stock Exchange, Inc. ("Phlx") common stock pursuant to an Agreement and Plan of Merger. Phlx owns all the issued and outstanding common stock of the Philadelphia Board of Trade, Inc. ("PBOT"), a designated contract market.

This certification is being submitted by Nasdaq pursuant to Commodity Futures Trading Commission ("Commission") Rule 38.5(d). To the best of the undersigned's knowledge and belief following due inquiries, PBOT currently meets all of the requirements of Sections 5(b) and 5(d) of the Commodity Exchange Act and the provisions of Part 38 of the Commission's regulations. Since PBOT's March 2, 2006 application for reinstatement as a designated contract market as well as the submissions made since that date by PBOT to the Commission pursuant to Commission Rule 40.6, PBOT has met all the requirements of Sections 5(b) and 5(d) of the Commodity Exchange Act and the provisions of Part 38 of the Commission's regulations. Furthermore, in the near term PBOT will continue to operate as it currently does, utilizing the same rulebook, procedure and policy manuals, trade matching algorithm and clearing arrangements that are currently in place and that were approved by the Commission by its Order of Reinstatement of Contract Market Designation dated May 26, 2006, or submitted to the Commission pursuant to Commission Rule 40.6. Therefore, PBOT will continue to satisfy Sections 5(b) and 5(d) of the Act and Part 38 of the Commission's regulations. At such time as PBOT makes operational or other changes that would require a PBOT rule filing under Commission rules, the PBOT will make such a filing pursuant to the Part 38 requirements.

Sincerely,



John Zecca
Vice President
The NASDAQ OMX Group, Inc.