Rule Self-Certification

August 19, 2013

Office of the Secretary
Commodity Futures Trading Commission
Three Lafayette Center
1155 21st Street, NW
Washington, DC 20581

Re: Regulation §40.6 Submission Certification
        Amending a rule concerning Market Orders and a Futures Trader Alert
        Reference File: SR-NFX-2013-16

Ladies and Gentlemen:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended ("Act"), and Section 40.6 of the regulations promulgated by the Commodity Futures Trading Commission under the Act, NASDAQ OMX Futures Exchange, Inc. ("NFX" or "Exchange") is amending its trading rules at Chapter IV, Section 3 to revise a rule concerning Market Orders. In addition, the Exchange is filing a Futures Trader Alert concerning system settings. These amendments will be effective on September 4, 2013.

The Exchange is revising Chapter IV, Section 3 entitled "Acceptable Orders," specifically the provision related to Market Orders. Currently, the Rule states that a Market Order is an Order to buy or sell a stated number of Contracts at the best price available on the Exchange. The Exchange is adding to this description of a Market Order to reflect the ability for a Futures Participant to designate that their Market Orders be cancelled if the Order(s) remain unexecuted after a period of time, not to exceed 30 seconds, as determined by the Exchange. The Exchange believes that this added functionality will provide Futures Participants more certainty with respect to such Orders that are entered into the Trading System. The text of the rule change is stated in Exhibit A.

The Exchange also desires to provide its Futures Participants with a table which notes the current Trading System settings. For example, Chapter V, Section 11(d) specifically notes that the Wait Order suspend timer shall be 5 seconds for futures and 8 seconds for options. These time periods are included in the Futures Trader Alert table to provide Futures Participants an easy reference to the settings for the Wait Order suspend timer. In other circumstances the Exchange's Rules provide a range within which the Exchange shall determine a

setting, such as with the new Market Order language that states "not to exceed 30 seconds." The Exchange notes in the table that pursuant to the new text at Chapter IV, Section 3(a)(i) the Marker Order cancel timer shall be 5 seconds. This time falls within the designated range of 30 seconds specified in new Chapter IV, Section 3(a)(i). With respect to the Acceptable Trade Range, Chapter IV, Section 9(B) notes that the Exchange shall determine the Posting Period, which shall not exceed one second. The Exchange notes in the table that pursuant to Chapter IV, Section 9(B) the one second time period falls within the designated range of up to one second specified in the Rule. The aforementioned settings are all global settings and therefore would apply to all Contracts listed on the Exchange.

The Order Spread Protection BBO width threshold, pursuant to Chapter VIII, Section 14, shall be set by the Exchange to $1.00 or greater for 10 Troy ounce gold futures.[1] The Exchange notes in the table in the Futures Trader Alert that the setting for the 10 Troy ounce gold futures contract shall be $25. This setting only applies to the 10 Troy ounce gold futures contract and is within the range specified in the Rules. This setting does not apply to all Contracts listed on the Exchange.

The Exchange will disseminate the Futures Trader Alert to notify Futures Participants of the various Trading System settings on the effective date of this filing. The table in the Futures Trader Alert will also be posted on the Exchange's website on the effective date. Any amendments to the Wait Order suspend timer would be filed with the Commission as that value is specifically stated in the Exchange's Rules. Any amendments to the other settings noted herein, such as the Market Order cancel timer, the Acceptable Trade Range Posting Period or the Order Spread Protection BBO width threshold for the 10 Troy ounce gold futures contract, that are amended within the range specified in the Exchange Rule will be updated via a Futures Trader Alert specifying the new value within that range.[2] The Exchange would file to amend these settings if the Exchange desired to amend the range within which the setting was determined by the Exchange. The Exchange desires to provide its Futures Participants with transparency as regards these settings by issuing the Futures Trader Alert in Exhibit B.

With respect to the designated contract market core principles ("Core Principles") as set forth in the Act:

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[1] The Exchange recently filed to add this provision to Chapter VIII, Section 14. See SR-NFX-2013-15. This filing is effective on August 30, 2013.

[2] The Exchange would file a rule change to amend a range that is currently listed in the Rules. For example if the Exchange desired to adjust a range of "up to one second" to "up to 2 seconds," the Exchange would file a rule change with the Commission to amend the Rule accordingly.

• *Compliance with Rules*: Today the Exchange has in place Rules which describe the manner in which Futures Participants may access and trade on NFX. Trading is subject to the Rules at Chapter III of the Exchange's Rulebook, which includes prohibitions against fraudulent, noncompetitive, unfair and abusive practices. Additionally, trading is subject to the trading rules in Chapter IV and trading procedures and standards in Chapter V of the Rulebook.

• *Availability of Contract Information.* The Exchange has indicated within its trading Rules where specific information relates to a particular Contract. The contract specifications contain detailed information for that particular Contract. The Exchange's Rulebook includes terms and conditions of Contracts along with Rules concerning its Trading System. This information appears on the Exchange's website.

• *Execution of Transactions.* The Exchange operates an electronic trading facility that provides Futures Participants with the ability to execute Orders within the Exchange's Order Book from the interaction of multiple bids and offers within a predetermined automated trade matching and execution algorithm. The Exchange specifies the types of Orders that will be accepted by the Trading System in Chapter IV, Section 3.

•*Availability of Information.* Identifying the various Trading System settings provides Futures Participants additional information concerning the operation of the market.

There were no opposing views among NFX's Board of Directors, members or market participants. NFX hereby certifies that revised Chapter IV, Section 3 and the Futures Trader Alert comply with the Commodity Exchange Act and regulations thereunder. The Exchange also certifies that a notice of pending certification with the Commission and a copy of this submission have been concurrently posted on the Exchange's website at http://www.nasdaqtrader.com/Micro.aspx?id=NFX.

Regards,

Daniel R. Carrigan
President

cc: Nancy Markowitz
        Mr. J. Goodwin
        National Futures Association

Exhibit A

New text is underlined; deleted text is in brackets.

NASDAQ OMX Futures Exchange Rules

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Chapter IV Trading System

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Section 3 Acceptable Orders
Orders entered into the Trading System for display and/or execution, as appropriate, are executable against marketable contra-side Orders in the Trading System.

(a) Types of Orders accepted by the Trading System as follows:

(i) *Market Order*. A "Market Order" is an Order to buy or sell a stated number of Contracts at the best price available on the Exchange. Futures Participants can designate that their Market Orders be cancelled if the Order(s) remains unexecuted after a period of time, not to exceed 30 seconds, to be determined by the Exchange.

(ii) – (vii) No Change.

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Exhibit B

Futures Trader Alert #2013 - XX
NASDAQ OMX Futures Exchange Trading System Settings

Markets Impacted:

- The NASDAQ OMX Futures Exchange

Contact Information:

- Contact Market Operations at +1 215 496-1571

What you need to know:

• A Trading System Settings document has been posted on the Exchange's website to provide additional information regarding settings applicable to the Trading System.

What are the Trading System Settings?

Pursuant to various Exchange Rules noted below, the NASDAQ OMX Futures Exchange ("Exchange") has configured certain values within its Trading System. The Exchange will post this information on its website in order to provide Futures Participants with a reference for Trading System Settings. The current Trading System Settings are as follows:

Description	Value	Type of Setting	Rule Reference
Market Order Cancel Timer	5 seconds	Global	Chapter IV, Section 3(a)(i)
Wait Order Suspend Timer	5 seconds for futures and 8 seconds for options	Global	Chapter V, Section 11(d)
Acceptable Trade Range Posting Period	1 second	Global	Chapter IV, Section 9(B)
Order Spread Protection BBO width threshold	$25	10 Troy ounce gold	Chapter VIII, Section 14

How will the Exchange provide notification when the Trading System Settings change?

The Exchange will notify Futures Participants of changes to its Trading System Settings by issuing updated Futures Trader Alerts.

Where can I find additional information?

- Refer to the Trading System Settings page on the NASDAQ OMX Trader website.
- Contact Market Operations at +1 215 496-1571 or futures@nasdaqomx.com.