

Timothy G. McDermott
+1 (312) 884-0171
tim.mcdermott@nadex.com

August 27, 2009

Via E-Mail: submissions@cftc.gov

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

C.F.T.C.
OFFICE OF THE SECRETARIAT
2009 AUG 27 PM 12 20

RE: Rule Certification: Nadex[®] Amends its Holiday Schedule for FTSE 100 contracts for the August 31, 2009 UK Bank Holiday and for all contracts for the US Labor Day 2009 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, Nadex, Inc. (“Nadex”) hereby submits to the Commission its intent to amend its trading hours and listing schedule for the FTSE 100 contracts for the August 31st UK Bank Holiday and for all contracts for the US Labor Day Holiday, September 6 - 8, 2009.

For the UK Bank Holiday on August 31, 2009, Nadex will observe the following business hours:

- On Monday, August 31, 2009, the Exchange will observe regular exchange hours. No Intraday, Daily, or Weekly FTSE 100 contracts will be offered during the day session from 8:00 am to 5:00 pm ET or during the regular Monday evening 6:00 pm to 2:05 am ET session.
- On Tuesday, September 1, 2009, the Exchange will observe regular exchange hours. Contract specific trading hours on September 1, 2009 for the FTSE 100 Contracts are as follows:
 - All intraday contracts will be available for trading and will close at their regular times.

- All daily contracts will be available for trading at 8:00 am ET and will close at their regular times.
- All Weekly Binary contracts offered on this date will have an expiration and settlement date of Friday, September 4, 2009 and will close at their regular times.

For the US Labor Day Holiday on September 6 - 8, 2009, Nadex will observe the following business hours:

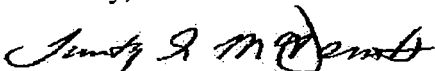
- On Sunday, September 6, 2009, the Exchange will be closed and the regular 6:00 pm to 2:05 am ET evening session will not be held.
- On Labor Day, Monday, September 7, 2009, the Exchange will be closed during the regular day session from 8am ET to 5pm ET. No contracts will be available for trading during the regular day session. The Exchange will be open for the regular evening trading session from 6:00 pm to 2:05 am ET. The Exchange will observe the regular contract listing schedule during the evening session. Additionally, all Weekly Binary contracts offered on this date will have an expiration and settlement date of Friday, September 11, 2009 and will close at their regular times.
- On Tuesday, September 8, 2009, the Exchange will observe regular exchange hours.

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.

Sincerely,



Timothy G. McDermott
General Counsel and Chief Regulatory Officer

CC: DMOSubmission@cftc.gov
Jon Hultquist – CFTC (Acting Branch Chief, DMO, Chicago)
Tom Leahy - CFTC
Riva Adriance – CFTC
Nancy Markowitz – CFTC

Yossi Beinart - Nadex