# EXHIBIT A

Rule	Asset	Duration/ Close Time	Action	Effective Date
8	Investment of Member Account Funds	N/A	Clarify funds of Direct Members and funds of FCM Clients; correct error in Commission Regulation citation.	5/27/2014
12.76	Fed Funds Binary Contracts	Last Trading Date	Clarify that trading will end at end of trade day on the Last Trading Date (rather than 5pm).	5/27/2014

#### EXHIBIT B

Amendment of Chapter 8 and 12.76

(The following Rule amendments are underlined and deletions are stricken out)

RULES 1.1 – 7.2 [UNCHANGED]

#### **CHAPTER 8 INVESTMENT OF MEMBER ACCOUNT FUNDS**

<u>Direct Trading</u> Member funds on deposit with Nadex and funds in the Nadex settlement account (i.e., the account containing the funds paid by Members to purchase Contracts and which are to be used to pay Members holding in-the-money Contracts at expiration) will be segregated as <u>Member Property</u>, as that term is defined in CFTC Regulation 190.09(a), in cleared swap proprietary accounts, and funds of Cleared Swap Customers will be segregated as cleared swaps customer collateral in accordance with the Commission's Regulations. Nadex may invest such funds subject to the limitations and conditions set forth in Commission Regulations 22.2(e)(21) and 1.25. Nadex will<u>may</u> pay interest to Members' accounts at a floating rate to be determined by Nadex on funds in Members' Nadex accounts in excess of an amount to be determined by Nadex. Nadex will retain all profit from investment of Member funds not paid to Members in accordance with the preceding sentence.

#### RULES 9.1 – 12.75 [UNCHANGED]

#### RULE 12.76 FEDERAL FUNDS BINARY CONTRACTS

(a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the Federal Funds Binary Contract issued by Nadex.

(b) UNDERLYING – The Underlying for this Class of Contracts is the Target Federal Funds Rate last reported by the Source Agency.

(c) SOURCE AGENCY – The Source Agency is the Federal Open Market Committee of the Federal Reserve (the "FOMC").

(d) TYPE – The type of Contract is a Binary Contract.

(e) ISSUANCE – For each planned release by the Source Agency of the Underlying, Nadex will issue various Contracts, each of a different Series. A new issuance of Contracts will commence no sooner than 10 business days prior to the first day of the next scheduled FOMC meeting.

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(f) PAYOUT CRITERION – The Payout Criterion for each Contract will be set by Nadex at the time the Binary Contracts are initially issued. For the Federal Funds Binary Contract, the Payout Criteria for the Contracts will be set as follows:

#### (i) CYCLICAL FEDERAL FUNDS BINARY CONTRACTS

(1)At the commencement of trading in a Federal Funds Binary Contract, Nadex shall list all eligible Payout Criteria in a range of three (3) consecutive increments of .25% with the maximum value of the Payout Criteria not to exceed 10% and the minimum value of the Payout Criteria not to fall below zero (0). For example, Nadex may list the following range of Payout Criteria: 0.25%, 0.50%, and 0.75%. For the following release, Nadex may list the following range of Payout Criteria: 1.00%, 1.25%, and 1.50%. The payout criteria will be as follows:

(2)Binary Contract 1: One Contract will have a Payout Criterion less than or equal to X1.

(3)Binary Contract 2: One Contract will have a Payout Criterion of equal to X2.

(4)Binary Contract 3: One Contract will have a Payout Criterion of greater than or equal to X3.

(5)In each case above, "X1" equals the first Payout Criteria listed, "X2" equals the second Payout Criteria listed, and "X3" equals the third Payout Criteria listed. In the first example above, X1 is 0.25%, X2 is 0.50%, and X3 is 0.75%.

(ii) Nadex may list additional Federal Funds Rate Binary Contracts with different ranges of Payout Criteria on a discretionary basis in accordance with the CEA and Commission Regulations.

(g) MINIMUM TICK - The Minimum Tick size for Federal Funds Rate Binary Contracts shall be \$0.25.

(h) REPORTING LEVEL - The Reporting Level for Federal Funds Rate Binary Contracts shall be 12,500 Contracts.

(i) POSITION LIMIT – There are currently no Position Limits for the Federal Funds Rate Binary Contracts.

(j) LAST TRADING DATE – The Last Trading Date in a Series is the business date prior to the first day of the scheduled FOMC meeting at the time the contract is listed. The Federal Funds Contracts will stop trading <u>at the end of the trade day</u> on the Last Trading Date-at <del>5:00PM ET</del>. No trading in a Federal Funds Rate Binary Contract may occur after its Last Trading Date.

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(k) SETTLEMENT DATE – The Settlement Date for each Series will be the last business day of the scheduled FOMC meeting and the Target Federal Funds Rate data release by the Source Agency.

(1) EXPIRATION DATE – The Expiration Date of the Contract will be the date on which the FOMC meeting is scheduled to release the FOMC number (whether such number is actually released or not).

(m) SETTLEMENT VALUE – The Settlement Value is the amount paid to the holder of the in-the-money Contract on the Settlement Date. The Settlement Value for Federal Funds Rate Binary Contracts is \$100.

(n) EXPIRATION VALUE – The Expiration Value is the last announced level of the Target Federal Funds Rate by the Source Agency on the Expiration Date. If the level is announced as a range between X and Y %, Nadex will use the upper value of the range, Y%, as the expiration value. For example, if the Target Federal Funds Rate is announced as "0% to 0.25%", the expiration value used by Nadex will be 0.25%.

(o) CONTINGENCIES – If no level is actually announced by the Source Agency on the Expiration Date (because the FOMC meeting is unexpectedly delayed, postponed, or otherwise) the previously announced level (which is the last announced level on the Expiration Date) will be used. Expiration and settlement will not be delayed if the level scheduled to be announced is not actually announced.

RULES 12.77 – 12.78 [UNCHANGED]

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## EXHIBIT C

### **Product Schedule Guidelines for Holidays**

Below are the rules outlining the changes to product listing and/or settlement schedules for Nadex products due to US and foreign public and exchange holidays. In instances of an underlying market closing early, the Exchange will adjust its contracts accordingly to reflect this early close. In any week for which there are three or more holidays in the same underlying market resulting in the closure of that market and/or a holiday observed by Nadex, whether consecutive or not, no weekly contracts for products based on that underlying market will be listed for that week. If there are any product specific exceptions for a certain holiday not outlined below, Nadex will submit those exceptions to the CFTC separately as needed.

- 1. For US holidays that fall on a Monday, Nadex will observe the following business hours:
  - Monday trade date (holiday): The Exchange will be closed for Monday's trade date (from 6pm Sunday to 5pm ET Monday).
  - Tuesday trade date: The Exchange will observe regular business hours. Unless otherwise specified below, all contracts listed on this date will open and close at their regular times and weekly contracts listed on this date will have a settlement date of Friday of the current week. Exceptions are as follows:
    - All Daily and Weekly Nymex/Comex-based Commodity, FTSE 100, Germany 30, and U.S. Equity Index contracts will open at 3am ET and close at their regular times.
    - All Daily and Weekly Currency contracts will open at 6pm ET and close at their regular times. The Daily Currency 7:00pm ET close time Binary contract which would normally expire at 7:00pm ET on Tuesday's trade date (Monday evening) will not be listed.
    - All Event contracts listed on this date will open at 3am ET and close at their regular times.
- 2. For US holidays that fall on a Friday, Nadex will observe the following business hours:
  - Monday trade date (preceding the holiday): The Exchange will observe regular business hours. All Weekly contracts listed on this date will have a settlement date of Thursday of the current week, or the last available trade day if Thursday is also a holiday for which the Exchange is closed, and will expire at their regular expiration times.
  - <u>Thursday trade date: The Exchange will close at 4:15pm ET on Thursday's trade</u> <u>date. No 2-hour Intraday Currency contracts which would normally expire at</u> <u>5pm ET will be listed on this day.</u> Daily Currency Binary contracts which would

normally expire at 7pm ET and 11pm ET will not be listed on Wednesday for Thursday's trade date.

- Friday trade date (holiday): The Exchange will be closed for Friday's trade date. (from 6pm Thursday to 4:15pm ET Friday).
- 3. For US Thanksgiving holiday on Thursday, Nadex will observe the following business hours:
  - Monday trade date (preceding the holiday): The Exchange will observe regular business hours. All Weekly contracts listed on this date will have a settlement date of Friday of the current week, with the exception of any contracts not available for trading on Friday, which will have a settlement date of Wednesday of the current week.
  - Wednesday trade date (preceding the holiday): No Daily Currency Binary contracts which would expire at 7pm ET, 11pm ET, 3am ET, 7am ET, 11am ET, or 3pm ET will be listed on Wednesday.
  - Thursday trade date (holiday): The Exchange will be closed for Thursday's trade date (from 6pm Wednesday to 5pm ET Thursday).
  - Friday trade date: The Exchange will open at 8am ET. Unless otherwise specified below, all contracts listed on this date will open and close at their regular times. Exceptions are as follows:
    - No Japan 225 contracts will be offered on this trade date.
    - All Daily and Weekly Nymex/Comex-based Commodity, FTSE 100, Germany 30, and U.S. Equity Index contracts will open at 8am ET and close at their regular times. All Weekly Currency and Daily Currency Variable Payout Contracts will open at 8am and close at their regular times.
    - No Daily Currency Binary contracts will be available for trading on Friday, with the exception of the 3pm ET close time contract which will open at 8am ET and close at 3pm ET.
- 4. For foreign public and exchange holidays that result in closure of the underlying market on which our products are based, Nadex will observe the following business hours:
  - Monday holiday:
    - Monday trade date (holiday): The Exchange will observe regular business hours. No contracts will be offered for Monday's trade date for products based on the underlying market that is closed due to the foreign holiday.
  - Tuesday trade date: The Exchange will observe regular business hours. Unless otherwise specified below, all contracts listed on this date will open and close at their regular times and weekly contracts listed on this date will have a settlement date of Friday of the current week. Exceptions are as follows:

- All Daily and Weekly FTSE 100 and Germany 30 contracts will open at 3am ET and close at their regular times.
- Friday holiday:
  - Monday trade date (preceding the holiday): The Exchange will observe regular business hours. All Weekly contracts listed on this date for products based on the underlying market that is closed due to the foreign holiday will have a settlement date of Thursday of the current week, or the last available trade day if Thursday is also a holiday for which the underlying market is closed.
  - Friday trade date (holiday): The Exchange will observe regular business hours. No contracts will be offered for Friday's trade date for products based on the underlying market that is closed due to the foreign holiday.
- Tuesday, Wednesday, or Thursday holiday:
  - Monday trade date (preceding the holiday): The Exchange will observe regular business hours. All contracts listed on this date will open and close at their regular times and weekly contracts listed on this date will have a settlement date of Friday of the current week.
  - Tuesday, Wednesday, or Thursday trade date (holiday): The Exchange will observe regular business hours. No contracts will be offered on this trade date for products based on the underlying market that is closed due to the foreign holiday. Weekly contracts listed for this week will be closed on this trade date.