



August 29, 2025

Via CFTC Portal Submissions

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

RE: Certification of Derivatives Contract (Industry Event - Live Presentations – Statistics) – Submission Pursuant to Commission Regulation 40.2(a)

Dear Mr. Kirkpatrick:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended (the “Act” or “CEA”), and § 40.2(a) of the regulations promulgated by the Commodity Futures Trading Commission (the “Commission”) under the Act, the North American Derivatives Exchange, Inc. d/b/a Crypto.com | Derivatives North America (the “Exchange” or “CDNA”) hereby certifies a derivatives contract that is a tradeable financial instrument (*i.e.* a swap) based on measurable outcomes in various live presentation events (the “Contract”). The Exchange intends to list the Contract for trading no later than September 3, 2025.

In connection with this certification, CDNA is submitting the following:

- (i) A concise explanation and analysis of the Contract;
- (ii) A certification that the Contract complies with the Act and Commission Regulations thereunder;
- (iii) A certification that CDNA has posted a copy of the product submission on its website;
- (iv) The intended listing date of the Contract;
- (v) The terms and conditions of the Contract, set forth in Exhibit A hereto; and
- (vi) A discussion of the Contract’s compliance with applicable provisions of the Act and Commission Regulations thereunder, set forth in Exhibit B hereto.

The Contract is a derivatives contract that is a tradeable financial instrument designed to express a market view related to the broad and varying economic, commercial and other impacts of certain measurable outcomes in various live presentation events or a time period related thereof (the “Statistic(s)").¹ Statistics provide detailed information and data related to particular event(s),

¹ The U.S. The Bureau of Labor Statistics maintains data for over 100 industries and uses the North American Industry Classification System (NAICS) for supersectors, sectors, and industries to categorize the data. The Contract encompasses Industry Events in the industry categorized under NAICS 711 (Performing Arts, Spectator Sports, and Related Industries). See

which is important to the overall event and the overall performance of the participant(s) in such event(s) or series of events. CDNA designed the Contract to meet the varied and diverse hedging and market needs of commercial firms and individuals. The Contract is traded in the centralized market of the Exchange where bids and offers are matched first by price and then time priority. There is no intervention in the trading process by the Exchange. Rather, the Contract trades in a competitive, open, and efficient market and mechanism for executing transactions. The trading provides a market for the price and information discovery process related to market sentiment on the Statistics.

The Contract operates in a manner equivalent to contracts that CDNA and other designated contract markets have certified for trading. Price bands will apply so that the Contract may only be listed at increments of at least \$0.01 and at most \$0.99. The Contract has a notional value of \$1 and a minimum price fluctuation of \$0.01.

As outlined in Exchange Rule 5.18, trading will be available at all times outside of any maintenance windows and as set forth in the Trading System, which CDNA will announce in advance. At least one dedicated market maker that is committed to providing immediate liquidity will participate upon the Contract's launch. CDNA has further imposed position limits as described in more detail below. Members will be charged fees in accordance with Exchange Rule 3.9 in such amounts as may be revised from time to time and reflected on CDNA's website.

During the Contract trading hours, Members are able to adjust their positions and trade freely. After trading of the Contract has closed, CDNA will determine the Expiration Value and whether the Payment Criteria encompasses the Expiration Value (i.e., whether one statistic or another has been satisfied). The market is then settled by CDNA, and either the long position holders or the short position holders are paid the Settlement Value. In this case, "long position holders" refers to Members who purchased one statistical outcome of the Contract and "short position holders" refers to Members who purchased the another statistical outcome of the Contract. If the Expiration Value is satisfied (please see Exhibit A for the conditions upon which the Expiration Value is "Satisfied"), then the long position holders are paid an absolute amount proportional to the size of their position and the short position holders receive no payment. If the Expiration Value is not Satisfied, then the short position holders are paid an absolute amount proportional to the size of their position and the long position holders receive no payment. Specification of the circumstances that would trigger an Expiration Value of Satisfied are included below in the section titled "Payment Criterion" in Exhibit A. The Expiration Date of the Contract is designed to account for the determination of the Statistic.

In accordance with §40.2(a)(2) of the Commission's Regulations and as set forth above, the Exchange intends to list the Contract for trading no later than September 3, 2025.

The contract specifications as they will appear in the CDNA Rulebook are set forth in Exhibit A. A complete index of the Core Principles for designated contract markets, which addresses each

<https://www.bls.gov/iag/tgs/iag711.htm>.

applicable Core Principle, is set forth in Exhibit B, which has been submitted pursuant to FOIA (17 CFR 145).

* * * * *

The Exchange hereby certifies that the product complies with the Act, as amended, and the Commission Regulations adopted thereunder. No substantive opposing views were expressed to the Exchange with respect to any of these actions. The Exchange hereby certifies that a copy of this submission was concurrently posted on the CDNA website.

Should you have any questions regarding the above, please do not hesitate to contact me by telephone at (312) 884-0161 or by email at Kevin.Dan@nadex.com.

Sincerely,

/s/

Kevin Dan
Chief Compliance Officer and Chief Regulatory Officer

EXHIBIT A

The Contract Specifications set forth below will appear in the Rulebook as 13.64. Capitalized terms not defined herein shall have the meaning set forth in the Rulebook.

13.64 DERIVATIVES CONTRACT - INDUSTRY EVENT - LIVE PRESENTATIONS – STATISTICS

- (a) SCOPE – These Rules shall apply to the Class of Contracts referred to as the Industry Event - Live Presentations – Statistic Contracts, a type of “Contract” listed by the Exchange.
- (b) UNDERLYING – The Underlying for this Class of Contracts is a separate, discrete and identifiable statistic, measure, or other metric, as designated by the Exchange, that occurs or relates to a live presentation event or series of live presentation events, herein referred to as “Statistic”.
- (c) SOURCE AGENCY – The Source Agency is the final Statistic reported by the data provider as set forth on the Exchange website and/or Trading System.
- (d) TYPE – The Type of Contract is a derivatives contract, which is a Swap.
- (e) PAYMENT CRITERION – The Payment Criterion for the Contract encompasses the Expiration Value where the Statistic is determined by whether the measure or occurrence of a measurable outcome is Satisfied, as published by the Source Agency on the Expiration Date. Contracts will have the value set forth on the Trading System.
- (f) MINIMUM TICK – The Minimum Tick size for the Event Contract shall be .01 and the Minimum Tick Value is \$0.01.
- (g) POSITION LIMIT – The Position Limit for the Contract shall be 2,500,000 Contracts, or as updated on the Exchange’s website or Trading System.
- (h) MARKET MAKER ALTERNATIVE POSITION LIMIT – The Position Limit for Market Makers shall be 25,000,000 Contracts, or as updated on the Exchange’s website or Trading System.
- (i) LAST TRADING DATE – The Last Trading Date is the same as the Expiration Date. The Last Trading Time is the same as the Expiration Time. No trading in the Event Contract shall occur after its Last Trading Date and Last Trading Time.
- (j) SETTLEMENT DATE AND TIME – The Settlement Date and Time will be the same as the Last Trading Date and Last Trading Time.

- (k) EXPIRATION DATE – The Expiration Date of the Contract will be the date on which the Contract's Expiration Value is released by the Source Agency.
- (l) EXPIRATION TIME – The Expiration Time of the Contract will be the time at which the Contract's Expiration Value is released by the Source Agency.
- (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 of an in-the-money Contract is \$1.
- (n) STATISTIC – The data provider will provide the Statistic to the Source Agency prior to the Contract's settlement date and time.
- (o) EXPIRATION VALUE – The Expiration Value is the value of the Underlying as documented by the Source Agency on the Expiration Date at the Expiration Time. The Expiration Value is final when the event(s) related to the Statistic is completed and will not be amended should the data provider amend the Statistic after the event is completed.
- (p) CONTINGENCIES – If the Source Agency does not actually announce the Statistic on or before the Expiration Date due to a delay, postponement or otherwise in such release announcement by the Source Agency, the Settlement Date and Time, Expiration Date, and Expiration Time will be delayed until the Underlying outcome is released.
- (q) TEMPORARY MARKET SUSPENSIONS OR DELAYS – The Event Contract may temporarily be suspended as set forth on the Exchange website or in the Trading System. Any time delays related to orders placed after the Industry Event has commenced shall be set forth on the Exchange website or in the Trading System.
- (r) BLOCK TRADES – Block Trades shall be permitted and the minimum quantity thresholds for such transactions shall be set forth on the Exchange website or in the Trading System.
- (s) TRADING PROHIBITIONS – Certain individuals are prohibited from trading the Contract. Those persons include:
- Current and former participants in the relevant industry to the Contract, including players, coaches, agents, actors and staff.
 - Paid employees and management of the relevant industry participants.
 - Owners of the relevant industry participant members or association.

- Household members and immediate family members (siblings, children, and parents) of any of the above.

EXHIBIT B

**COMPLIANCE WITH APPLICABLE PROVISIONS OF THE ACT AND COMMISSION
REGULATIONS THEREUNDER**

[REDACTED]