

### Fee Promotion

Effective on June 21, 2009, Nadex released an updated website and a significantly improved trading front-end and launched a number of new products. In connection with these developments, the Exchange also implemented a fee promotion for both new and existing members (although this promotion did not apply to market makers). (*See* Nadex's June 18, 2009 submission)

The promotion has allowed new members who joined the Exchange during the period between the release date of June 21, 2009 and September 30, 2009 to receive a four-week trading and settlement fee waiver. Nadex subsequently extended the promotion to December 31, 2009 and is extending the promotion for one additional month to January 31, 2010. As with the original promotion, no member that is assigned a market as a market maker or that otherwise obtains high-speed access to the Exchange shall be eligible for this extended fee promotion.