

NORTH AMERICAN DERIVATIVES EXCHANGE, INC.
NOTICE OF DISCIPLINARY ACTION

FILE NO.: TPI_2017_026(k)

MEMBER: Thomas Nguyen

NADEX RULES:

NADEX MEMBERSHIP AGREEMENT

(h) You acknowledge and agree that You will, following a request by Nadex, promptly provide to Nadex financial or other information as Nadex may reasonably request or as may be required for Nadex to respond to a request for information from the Commodity Futures Trading Commission ("CFTC") or other regulatory or judicial bodies.

RULE 3.3 MEMBER OBLIGATIONS

(a) Each Member and any Authorized Trader(s) thereof, must comply with these Rules, applicable provisions of the Commodity Exchange Act, and relevant Commission regulations. Each Member and any Authorized Trader(s) thereof must also cooperate promptly and fully with Nadex, its agents, and/or the Commission in any investigation, call for information, inquiry, audit, examination, or proceeding . . .

RULE 5.19 PROHIBITED TRANSACTIONS AND ACTIVITIES

(k) No Person shall intentionally provide misleading, erroneous, or fraudulent information to Nadex on a membership application or otherwise.

FINDINGS: In December 2017, the Compliance Department contacted Mr. Nguyen requesting that he provide information regarding his trading activity on Nadex and relevant financial information. In addition to failing to provide some of the information and documentation requested, Mr. Nguyen also provided false and misleading information to the Compliance Department relevant to a pending investigation. Based on Nadex's investigation, the Compliance Department concluded that Mr. Nguyen violated the Nadex Membership Agreement Section (h) and Nadex Rule 3.3(a) when he failed to fully respond to, and/or cooperate with, the Compliance Department's requests for information. Additionally, the Compliance Department concluded that Mr. Nguyen violated Nadex Rule 5.19(k) when he provided false and misleading information relevant to Nadex's investigation into his account activity.

PENALTY: As a result of his non-compliance with the Nadex Membership Agreement Section (h), and Nadex Rules 3.3(a) and 5.19(k), Mr. Nguyen has been fined \$2,250.00. Additionally, Mr. Nguyen's membership has been revoked and he has been permanently banned from trading on the Nadex markets by any means.

EFFECTIVE DATE: April 8, 2019