
**NORTH AMERICAN DERIVATIVES EXCHANGE, INC.
NOTICE OF DISCIPLINARY ACTION**

FILE NO.: TPI_2023_005

MEMBER: DeMario Walton

NADEX RULES:

NADEX MEMBERSHIP AGREEMENT

Member Acknowledgements and Authorizations, Section (h):

You acknowledge and agree that You will, following a request by crypto.com | Derivatives North America, promptly provide to crypto.com | Derivatives North America financial or other information as crypto.com | Derivatives North America may reasonably request or as may be required for crypto.com | Derivatives North America 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. Such cooperation shall include providing Nadex with access to information on the activities of such Member and/or Authorized Trader in any referenced market that provides the underlying prices for any Nadex market. Additionally, each Member must update its e-mail address within 24 hours after any change and update all other information provided in its application for membership within five days after that information has changed. If any Member or Authorized Trader(s) thereof fail to satisfy these obligations, Nadex may revoke or suspend the Member’s privileges in full or in part. Each Member may also be subject to civil or criminal prosecution.

RULE 5.19 PROHIBITED TRANSACTIONS AND ACTIVITIES

- (b) No Person shall enter into or attempt to enter into any non-competitive trade on the Market, including any accommodation trade or any trade that has been directly or indirectly prearranged. For example, a Member may not agree in advance with another Member that

one of the Members will enter an order and the other Member will attempt to trade against that order by timing the submission of orders or otherwise.

- (x) No Person shall engage in any trading activity intended to accomplish a “money pass”.

FINDINGS: On April 26, 2023, the Nadex Compliance Department sent DeMario Walton an Account Inquiry letter requesting, among other things, general background information, source of funds information, banking statements and details regarding his order and trading activity. DeMario Walton failed to comply with this investigation, when he failed to respond to the inquiry, and he was notified that an Investigation had been opened on June 7, 2023.

Based on Nadex’s investigation, the Compliance Department determined that DeMario Walton violated Rule 3.3(a) and Member Acknowledgements and Authorizations, Section (h) of the Nadex Membership Agreement when he failed to cooperate with the Compliance Department’s inquiry regarding these matters. Further, Compliance concluded DeMario Walton violated Rule 5.19(b) and Rule 5.19(x) when he prearranged trades with another Nadex Member for the purpose of circumventing exposure of his orders to open and competitive bidding on the market resulting in trading activity intended to accomplish a “money pass”.

PENALTY: As a result of the aforementioned violations, the Nadex Compliance Department has deemed it appropriate to assess DeMario Walton a fine of \$4,500.00. Additionally, DeMario Walton’s Nadex Membership has been revoked, his account terminated, and he has been permanently banned from trading on Nadex Markets, either directly for his own account or through an intermediary, or as an authorized trader on behalf of any other account.

EFFECTIVE DATE: October 11, 2023