
NORTH AMERICAN DERIVATIVES EXCHANGE, INC.
NOTICE OF DISCIPLINARY ACTION

FILE NO.: TPI_2023_017

MEMBER: Oluwakemi Lopez

NADEX RULES:

NADEX MEMBERSHIP AGREEMENT

Member Acknowledgements and Authorizations, Section (a):

[...] You may not give control over Your account to any other person or entity and You may not control the account of any other Member. You shall maintain the confidentiality of Your Access Materials and prevent the unauthorized use of Your Access Materials at all times. If You become aware of any deliberate or inadvertent disclosure, loss, theft or unauthorized use of Your Access Materials, You must notify crypto.com | Derivatives North America immediately and request a new password. You may not access or attempt to access the crypto.com | Derivatives North America System using the Access Materials of any other Member, or permit any other person or entity to access or attempt to access the crypto.com | Derivatives North America System using Your Access Materials. [...]

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.

Member Representations, Section (d):

You and, if relevant, Your employees and agents will not trade or otherwise act on behalf of any other person or entity (whether or not a Member) in placing orders on the crypto.com | Derivatives North America System, including by allowing any person not disclosed on the Membership Application to have an economic interest in the trades placed by the Member;

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. For the avoidance of doubt, any

Participant that trades any digital asset or cryptocurrency on a U.S. or non-U.S. spot market, agrees to cooperate and provide documents, transactional information and any other information requested by the Exchange related to such Participant's trading of digital assets or cryptocurrencies within two (2) business days of such request. Such cooperation includes, but is not limited to authorizing the Exchange to contact the relevant spot market(s) and obtain any information related to such Participant's trading of digital assets or cryptocurrencies.

RULE 5.2 TRADING MEMBER AND AUTHORIZED TRADER ACCESS TO NADEX

- (e) Each Trading Member will be responsible for protecting its ID and password, and with respect to an Entity Trading Member, the ID(s) and password(s) of its Authorized Trader(s), from improper disclosure. In addition, a Trading Member may not knowingly or negligently permit any Person not authorized by Nadex and by the Trading Member to use the ID and password to access the secure portion of the Nadex website. An Entity Trading Member and its Authorized Trader(s) are prohibited from allowing any other person or entity from using these credentials to access the Nadex markets. Each Trading Member is required to immediately notify Nadex if it knows, or has reason to believe, that its ID or the ID and/or password of any Authorized Trader have been disclosed to any Person not authorized by Nadex and the Trading Member to use such ID and/or password. Under any circumstances, the Trading Member will be deemed to know that such ID and/or password have been disclosed to an unauthorized person 12 hours after any order is entered by that unauthorized person in your account.

RULE 5.19 PROHIBITED TRANSACTIONS AND ACTIVITIES

- (g)(1) No individual Trading Member shall trade for a person or entity other than itself and no Authorized Trader of an Entity Trading Member shall trade for a person or entity other than the Entity Trading Member for whom that Person is an Authorized Trader.
- (k) No Person shall intentionally provide misleading, erroneous, or fraudulent information to Nadex on a membership application or otherwise.

FINDINGS: Based on Nadex's investigation, the Compliance Department found that Oluwakemi Lopez failed to fully comply with the investigation, when she failed to fully respond to the account inquiry process and the Compliance Department determined that she violated Nadex Rule 3.3(a) and Member Acknowledgements and Authorizations, Section (h) of the Nadex Membership Agreement. The Compliance Department also found that Oluwakemi Lopez allowed a third-party to have access, trade and have an economic interest in her Nadex account in violation of Nadex Rules 5.2(e), 5.19(g)(1) and Member Acknowledgements and Authorizations, Section (a) and Member Representations, Section (d). Further, Compliance found Oluwakemi Lopez provided erroneous and/or misleading information relating to the source of funding of her Nadex account in violation of Nadex Rule 5.19(k).

PENALTY: As a result of the aforementioned violations, the Nadex Compliance Department has deemed it appropriate to assess Oluwakemi Lopez a fine of \$15,000.00. Additionally, Oluwakemi Lopez's Nadex Membership has been revoked, her account terminated, and she has been permanently banned from trading on Nadex Markets, either directly for her own account or through an intermediary, or as an authorized trader on behalf of any other account.

EFFECTIVE DATE: October 2, 2024