

## 2018 ANNUAL NON-DISPLAY DECLARATION

### VENDOR/DATA FEED RECIPIENT DETAILS (Enter your organization's information)

\* 1. Vendor Name

\* 2. Invoice Account Number (Available in NORA ,EIP and monthly invoices, write "N/A" if new Vendor):

Definition: Non-Display use refers to accessing, processing or consuming data, whether received via direct and/or redistributor Data Feeds, for a purpose other than solely facilitating the delivery of the data to the Data Feed Recipient's display or for the purpose of further internally or externally redistributing the data. Further redistribution of the data refers to the transportation or dissemination to another server, location or device. In instances where the Data Feed Recipient is using the data in Non-Display to create derived data and use the derived data for the purposes of solely displaying the derived data, then the Non-Display fee schedule does not apply, but the data may be fee liable under the regular fee schedule.

For UTP Level 1, there are three categories of Non-Display fees, and the fees apply separately for each Non-Display use. Depending upon the use, a Vendor's Non-Display use of UTP data may subject the Vendor to some or all three categories of Non-Display use fee, or the regular fee schedule. For example, an organization could be liable for a total of four Non-Display fees - two Category 1 fees (one fee is charged for each Electronic Trading System) plus Category 2, plus Category 3 fees.

For clarification regarding UTP Level 1 Non-Display usage, please see Vendor Alerts: [Vendor Alert #2014-5](#), [Vendor Alert #2015-3](#), Pg. 7 of [UTP Data Policies](#), or contact admin@utpplan.com, +1 301 978 8080.

\* 3. What kind of Information does your Organization, including affiliates, receive?

- My firm, including affiliates, **only** receives **Delayed** data
- My firm receives **Real-Time** data

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### CATEGORY 1- ELECTRONIC TRADING SYSTEM USE

**Category 1 Fees** are applicable when your organization's Non-Display use of UTP Level 1 Information is, in whole or in part, for the purpose of internally matching buy and sell orders within an organization. Matching buy and sell orders includes matching customer orders on your organization's own behalf and/or on behalf of its customers. An organization that uses data in more than one Electronic Trading System must count each such system.

Examples of the Non-Display Electronic Trading System Use include, but are not limited to:

- Any trading in any asset class
- Exchanges
- Alternative trading systems (ATSS)
- Broker crossing networks
- Broker crossing systems not filed as ATSS
- Dark pools
- Multilateral trading facilities
- Systematic internalization systems.

4. Does your organization use the UTP Level 1 Information in an **Electronic Trading System and/or for the purpose of internally matching buy and sell orders or matching customer orders within your organization**, including any of the systems types listed above?

Yes

No

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### CATEGORY 1- ELECTRONIC TRADING SYSTEM USE

**Note, an organization that uses data in Electronic Trading Systems must count each Electronic Trading System that uses data on a Non-Display basis and would be required to pay separately for each Electronic Trading System.**

5. If your organization has **Category 1** use, please list the names of each of your organization's Electronic Trading Systems:

System Name:

System Name:

System Name:

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### CATEGORY 2- NON-DISPLAY USE ON A FIRM'S OWN BEHALF

**Category 2 Fees:** This fee applies when a Data Feed Recipient uses the Information for Non-Display purposes on its own behalf (other than for purposes of an Electronic Trading System). Only one Category 2 fee applies to each Data Feed Recipient's account regardless of the number of Non-Display uses of data the firm makes within that category.

Examples include, but are not limited to:

- Use of data for automated order or quote generation or for order pegging
- Price referencing for algorithmic trading or smart order routing, and use of data for operations control programs
- Investment analysis
- Order verification
- Surveillance programs
- Risk management
- Compliance
- Portfolio valuation

\* 6. Does your Organization use the Real-Time UTP Level 1 Information in **Non-Display on its own behalf**?

Yes

No

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### CATEGORY 3- NON-DISPLAY USAGE ON CUSTOMER'S BEHALF

**Category 3 Fees:** This fee applies when a Data Feed Recipient uses data for Non-Display purposes on behalf of its customers (other than for purposes of an Electronic Trading System). Only one Category 3 fee applies to each Data Feed Recipient's account regardless of the number of Non-Display uses of data the firm makes within that category.

Examples include, but are not limited to:

- Use of data for automated order or quote generation or for order pegging
- Price referencing for algorithmic trading or smart order routing, and use of data for operations control programs
- Investment analysis
- Order verification
- Surveillance programs
- Risk management
- Compliance
- Portfolio valuation

\* 7. Does your Organization use the Real-Time UTP Level 1 Information in **Non-Display on behalf of its customers?**

Yes

No

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### DECLARATION OF UTP LEVEL 1 USAGE

\* 8. Does your organization use the Real-Time UTP Level 1 Information in **Non-Display in any of the below ways?**

	On its own behalf (Category 2)	On behalf of its customers (Category 3)	N/A
Use of data for automated order or quote generation and/or order pegging	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Price referencing for algorithmic trading	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Price referencing for smart order routing, operations control programs	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Investment analysis	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Order verification	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Surveillance programs	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Risk management	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Compliance	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

If your organization uses the data in Non-Display for other purposes, please describe below:

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### ACCEPTANCE

**Submission of this Declaration certifies that the information provided by your Organization is correct and in accordance with The Nasdaq Stock Market LLC Vendor Agreement for UTP Services. Nasdaq, as the UTP Administrator for the UTP Plan, is authorized to charge the applicable fees in accordance to selections made in this declaration.**

9. Please enter your contact information.

Name

Company

Email Address

Phone Number