

- 1.28 **Contract Specifications.** The descriptions of the contractual items for each Nodal Contract as set forth in the document available in Appendix A. Items described in the Contract Specifications referenced in this Rulebook include “Last Trading Day,” “Daily Settlement Price,” and “Final Settlement Price.”
- 1.29 **Contract Term.** The length of the settling period for the Nodal Contract, including, but not limited to, monthly, weekly and daily Nodal Contracts.
- 1.30 **Daily Settlement Price** has the meaning set forth in Rule 4.10.1(a).
- 1.31 **DAT Business Day.** Any day on which a DAT Freight Rate Index is calculated.
- 1.32 **DAT Freight Rate Index.** A trucking freight index published by DAT Solutions, LLC.
- 1.33 **Deliverable Product or Underlying Contract,** as applicable, has the meaning set forth in the Contract Specifications of Physically Settled Nodal Contracts.
- 1.34 **Director.** An individual serving on the Board.
- 1.35 **Disciplinary Action** has the meaning set forth in Rule 7.1.
- 1.36 **Disciplinary Panel.** Either or both of a Review Panel and a Hearing Panel, as the context requires.
- 1.37 **EFP** has the meaning set forth in Rule 4.7.1(a).
- 1.38 **EFRP** has the meaning set forth in Rule 4.7.

~~1.39 **Eligible Contract Participant** has the meaning set forth in Section 1a(18) of the CEA and in the CFTC Regulations.~~

1.401.39 **Emergency** means the occurrences or circumstances which, in the opinion of the Board (or Chief Executive Officer or other authorized Officer, as appropriate), require immediate action to be taken in accordance with Rule 4.1.3, and which threaten, or may threaten, the fair and orderly trading in, or the settlement or integrity of, any Nodal Contract, including, without limitation, the following:

- (a) any circumstance that may materially affect the performance of a Nodal Contract, including failure of the Clearing House system;
- (b) any action taken by any United States or foreign regulatory, self-regulatory, judicial, arbitral, or governmental (whether national, state or municipal) or quasi-governmental authority, or any agency, department, instrumentality, or sub-division thereof; or other Person exercising, or entitled to exercise any administrative, executive, judicial, legislative, police, regulatory or taxing authority or power; or any other contract market, clearing house, board of trade, or other