

NASDAQ

THE NASDAQ STOCK MARKET
LISTING QUALIFICATIONS DEPARTMENT
9800 BLACKWELL ROAD
ROCKVILLE, MD 20850

Gary Sundick
Vice President
Listing Qualifications

Received SEC

JAN 24 2008

Washington, DC 20549

By Facsimile and First Class Mail

January 24, 2008

Ms. Cecile Peters
Chief, IT Services
Division of Corporate Finance
U.S. Securities and Exchange Commission
100 F Street, N.E.
Washington, D.C. 20549



CERTINAS
COI-33004

PROCESSED

JAN 30 2008

B
THOMSON
FINANCIAL

Dear Ms. Peters:

This is to certify that on January 14, 2008, The Nasdaq Stock Market (the "Exchange") received from Opexa Therapeutics, Inc. (the "Registrant") a copy of the Registrant's application on Form 8-A 12(b) for the registration of the following security:

Series E Common Stock Purchase Warrants

We further certify that the security described above has been approved by the Exchange for listing and registration upon official notice of issuance.

We understand that the Registrant is seeking effectiveness of the Form 8-A 12(b) concurrently with effectiveness of its 1933 Act Registration Statement, and we hereby join in such request.

Sincerely,

END