RECEIVED
DEC 1 8 2017
OFFICE OF THE SECRETARY

UNITED STATES OF AMERICA before the SECURITIES AND EXCHANGE COMMISSION

In The Matter of the Application of:

SECURITIES INDUSTRY AND FINANCIAL MARKETS ASSOCIATION

for Review of Actions Taken by Self-Regulatory Organizations

Admin. Proc. File No. 3-15350

The Honorable Brenda P. Murray, Chief Administrative Law Judge

JOINT SUBMISSION BY SECURITIES INDUSTRY AND FINANCIAL MARKETS ASSOCIATION, NYSE ARCA, INC., AND THE NASDAQ STOCK MARKET LLC REGARDING "ORDER REGARDING THE SECURITIES AND EXCHANGE COMMISSION'S ORDER ON PENDING ADMINISTRATIVE PROCEEDINGS" (RELEASE NO. 5385, DECEMBER 14, 2017)

The Securities Industry and Financial Markets Association, NYSE Arca, Inc., and the Nasdaq Stock Market LLC (the "Parties") make this joint submission regarding Your Honor's Order Regarding the Securities and Exchange Commission's Order on Pending Administrative Proceedings (Release No. 5385, Dec. 14, 2017) (the "December 14 Order").

Contemporaneously with Your Honor's distribution to the Parties of the December 14 Order, the Parties filed with the SEC the attached "Joint Submission by the Securities Industry and Financial Markets Association, NYSE Arca, Inc., and the Nasdaq Stock Market LLC Regarding *In Re: Pending Administrative Proceedings*, Securities Act Of 1933 Release No. 10440, Securities Exchange Act Of 1934 Release No. 82178, Investment Advisors Act Of 1940 Release No. 4816, and Investment Company Act Of 1940 Release No. 32929 (November 30, 2017)" (the "Joint Submission," attached as Exhibit A). For the avoidance of doubt, the Parties make this additional submission to re-confirm that none of the Parties intends to submit new evidence in this proceeding, request that Your Honor undertake the other tasks set forth in the SEC's November 30 order without reopening the record in this proceeding, and

1

confirm that Your Honor should deem the Joint Submission to be the Parties' response to the

December 14 Order.

Douglas W. Henkin Seth T. Taube Baker Botts LLP 30 Rockefeller Plaza New York, N.Y. 10112 (212) 408-2500

douglas.henkin@bakerbotts.com

Attorneys for NYSE Arca, Inc.

Respectfully submitted.

Michael D. Warden Benjamin Beaton Kevin P. Garvey Sidley Austin LLP 1501 K Street, N.W. Washington, D.C. 20005 (202) 736-8000

Counsel for The Securities Industry and Financial Markets Association

Daniel G. Swanson

Eugene Scalia Joshua Lipton Amir C. Tayrani

Gibson, Dunn & Crutcher LLP 1050 Connecticut Avenue, N.W. Washington, D.C. 20036 (202) 955-8500 jlipton@gibsondunn.com

Stephen D. Susman
Jacob W. Buchdahl
Susman Godfrey LLP
1000 Louisiana, Suite 5100
Houston, TX 77002
(212) 336-8331
ssusman@susmangodfrey.com

Attorneys for the Nasdaq Stock Market LLC

Dated: December 15, 2017

CERTIFICATE OF SERVICE

I hereby certify that on December 15, 2017, I caused a copy of the foregoing Joint Submission by Securities Industry and Financial Markets Association, NYSE Arca, Inc., and The Nasdaq Stock Market LLC Regarding "Order Regarding The Securities And Exchange Commission's Order On Pending Administrative Proceedings" (Release No. 5385, December 14, 2017) to be served on the parties listed below as follows:

Brent J. Fields
Secretary
U.S. Securities and Exchange Commission
100 F Street, N.E.
Washington, DC 20549
(via hand delivery)

Daniel G. Swanson Eugene Scalia Joshua Lipton Amir C. Tayrani

Gibson, Dunn & Crutcher LLP 1050 Connecticut Avenue, N.W. Washington, D.C. 20036 (via hand delivery)

Dated: December 15, 2017

Michael D. Warden Benjamin Beaton Kevin P. Garvey Sidley Austin LLP 1501 K Street, N.W. Washington, D.C. 20005 (via hand delivery)

Stephen D. Susman Jacob W. Buchdahl Susman Godfrey LLP 1000 Louisiana, Suite 5100 Houston, TX 77002 (via first class mail)

Douglas W. Henkin Baker Botts L.L.P. 30 Rockefeller Plaza New York, N.Y. 10112 (212) 408-2500

douglas.henkin@bakerbotts.com

, Danh 1

Exhibit A