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January 24, 2018

<u>VIA HAND-DELIVERY AND</u> FACSIMILE

Mr. Brent J. Fields Secretary Securities and Exchange Commission 100 F Street, N.E. Washington, D.C. 20549-1090

Re: Notice of Intention to Petition for Review of Order Granting Approval of a Proposed Rule Change, as Modified by Amendment No. 1, to Introduce Choe Market Close, a Closing Match Process for Non-BZX Listed Securities under New Exchange Rule 11.28. Release No. 34-82522, File No. SR-BatsBZX-2017-34

Dear Mr. Fields:

As counsel for The Nasdaq Stock Market LLC ("Nasdaq"), I submit this letter, pursuant to Rule 430(b)(1) of the Securities and Exchange Commission's Rules of Practice, as written notice of Nasdaq's intention to petition for review of the Order Granting Approval of a Proposed Rule Change, as Modified by Amendment No. 1, to Introduce Cooe Market Close, a Closing Match Process for Non-BZX Listed Securities under New Exchange Rule 11.28, Release No. 34-82522, File No. SR-BatsBZX-2017-34. The action approving the proposed rule change was made by the Division of Trading and Markets pursuant to delegated authority (17 C.F.R. § 200.30-3(a)(12)) on January 17, 2018 (see https://www.sec.gov/rules/sro/batsbzx/2018/34-82522.pdf). Nasdaq intends to file separately a petition for review in accordance with SEC Rule 430(b)(2).

Any questions concerning this matter can be directed to me as counsel of record. My contact information appears above.

Very truly yours,

Eugene Scalia

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## CERTIFICATE OF SERVICE

I, Eugene Scalia, counsel for The Nasdaq Stock Market LLC, hereby certify that on January 24, 2018, I served copies of the attached Notice of Intention to Petition for Review of Order Granting Approval of a Proposed Rule Change, as Modified by Amendment No. 1, to Introduce Choe Market Close, a Closing Match Process for Non-BZX Listed Securities under New Exchange Rule 11.28, Release No. 34-82522, File No. SR-BatsBZX-2017-34, as indicated below:

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

Joanne Moffic-Silver
Executive Vice President, General Counsel, and Corporate Secretary
CBOE BZX Exchange, Inc.
400 South LaSalle Street
Chicago, IL 60605
(via overnight mail)

Dated: January 24, 2018

Eugene Scalia /ACT