| Form 1 Page 1 Execution Page | UNITED STATES SECURITIES AND EXCHANGE COMMISSION<br>WASHINGTON, D.C. 20549<br>APPLICATION FOR, AND AMENDMENTS TO APPLICATION FOR, REGISTRATION AS A NATIONAL SECURITIES EXCHANGE OR EXEMPTION FROM REGISTRATION PURSUANT TO SECTION 5 OF THE EXCHANGE ACT | Date filed (MM/DD/YY): 05/06/09 | OFFICIAL USE ONLY |
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WARNING: Failure to keep this form current and to file accurate supplementary information on a timely basis, or the failure to keep accurate books and records or otherwise to comply with the provisions of law applying to the conduct of the applicant would violate the federal securities laws and may result in disciplinary, administrative, or criminal action.

INTENTIONAL MISSTATEMENTS OR OMISSIONS OF FACTS MAY CONSTITUTE CRIMINAL VIOLATIONS

☒ APPLICATION ☐ AMENDMENT

1. State the name of the applicant: EDGA Exchange, Inc.
2. Provide the applicant's primary street address (Do not use a P.O. Box):

   545 Washington Boulevard, 6th Floor, Jersey City, NJ 07310
3. Provide the applicant's mailing address (if different):
4. Provide the applicant's business telephone and facsimile number:

   201-942-8200 (Telephone) 201-557-8019 (Facsimile)
5. Provide the name, title, and telephone number of a contact employee:

   William O'Brien (Name) CEO (Title) 201-942-8201 (Telephone Number)
6. Provide the name and address of counsel for the applicant:

   Eric Hess, General Counsel
   545 Washington Boulevard, 6th Floor
   Jersey City, NJ 07310
7. Provide the date applicant's fiscal year ends: December 31,
8. Indicate legal status of applicant: ☒ Corporation ☐ Sole Proprietorship ☐ Partnership ☐ Limited Liability Company ☐ Other (specify):

   If other than a sole proprietor, indicate the date and place where applicant obtained its legal status (e.g. state where incorporated, place where partnership agreement was filed or where applicant entity was formed):

   (a) Date (MM/DD/YY): 03/09/09 (b) State/Country of formation: Delaware/United States of America

   (c) Statute under which applicant was organized: General Corporation Law of the State of Delaware

**EXECUTION:** The applicant consents that service of any civil action brought by, or notice of any proceeding before, the Securities and Exchange Commission in connection with the applicant's activities may be given by registered or certified mail or confirmed telegram to the applicant's contact employee at the main address, or mailing address if different, given in Items 2 and 3. The undersigned, being first duly sworn, deposes and says that he/she has executed this form on behalf of, and with the authority of, said applicant. The undersigned and applicant represent that the information and statements contained herein, including exhibits, schedules, or other documents attached hereto, and other information filed herewith, all of which are made a part hereof, are current, true, and complete.

Date: 05/06/09 (MM/DD/YY) EDGA Exchange, Inc. (Name of applicant)

By: [signature] (Signature) William O'Brien (Printed Name and Title)

Subscribed and sworn before me this 6th day of May (Month), 2009 (Year) by Rowena B Basalatan (Notary Public)

My Commission expires 08/05/13 County of Hudson State of New Jersey

*This page must always be completed in full with original, manual signature and notarization.*

*Affix notary stamp or seal where applicable.* Rowena B Basalat