

TFS DERIVATIVES CORPORATION DISCLOSURES

TFS Derivatives Corp. Business Continuity Plan Summary and Disclosure Statement

TFS Derivatives Corp. intends to offer service to customers as quickly and efficiently as possible after a business disruption event. Summarized below is our intended response to disruptions of various scopes:

- 1) **Disruptions to our office at 32 Old Slip, New York, the New York City Financial District or New York City outside the scope of usual phone / communications disruptions:** A back-up facility will be activated at the TFS Energy LLC office in Stamford, CT. Customers will be contacted either by phone or electronic media such as e-mail or approved Instant Messaging services using back-up contact lists stored individually by the brokers or electronically by the IT Department. Alternatively, customers may contact TFS at (203) 351-9557 or via e-mail at equity@tfsbrokers.com. TFS should be able to provide service to customers using telephone and electronic medium, assuming OTC financial markets and / or exchanges and are unaffected by the disruption, between 24 and 48 hours of the disruption.
- 2) **Regional Disruption:** TFS will attempt to resume business as quickly as practical either at the TFS New York office or at the back-up facility in Stamford, CT. TFS will attempt to provide customers with status reports on www.tfsbrokers.com. TFS should be able to provide service to customers using telephone and electronic medium from either of these sites, assuming OTC financial markets and / or exchanges and are operating, concurrently with the ending of the regional disruption.
- 3) **Summary of TFS Emergency Contact Information: Website:** www.tfsbrokers.com **Phone #'s:** New York 1 (212) 943 8700, Stamford, CT back-up phone # 1 (203) 351 9557. **E-mail contact addresses:** equity@tfsbrokers.com, jwietschner@tfsbrokers.com, jmehan@tfsbrokers.com.

ISE SOLICITED ORDER MECHANISM NOTIFICATION

When handling an order of 500 contracts or more on your behalf, TFS Derivatives Corporation may solicit other parties to execute against your order and may thereafter execute your order using the International Securities Exchange's Solicited Order Mechanism. This functionality provides a single-price execution only, so that your entire order may receive a better price after being exposed to the Exchange's participants, but will not receive partial price improvement. For further details on the operation of this Mechanism, please refer to International Securities Exchange Rule 716, which is available at www.ise.com under "Membership, Rules & Fees – Regulatory – ISE Rules."

PAYMENT FOR ORDER FLOW

TFSD, in an effort to seek best execution, routes customer orders to national securities exchanges, alternative trading systems (ATSs), including electronic communications networks (ECNs), and other market centers. TFSD may accept payment for order flow. Further information about the source and nature of payments for order flow received by TFSD will be provided upon your written request to TFSD's Compliance Department, 32 Old Slip, 34th floor, New York, NY 10005

PRIVACY

Your Privacy Is Important To TFS Derivatives Corp.

Privacy Statement

We are committed to protecting our customers' personal and financial information. In the course of providing you with financial products and services, we need to collect and maintain certain nonpublic personal information about you. This Privacy Statement answers some questions about what nonpublic personal information we collect, what we do with it, and how we protect it.

We do not sell your personal information to anyone.

We collect nonpublic information about you from the following sources:

- Information we receive from you on applications or other forms.
- Information about your transactions with TFS Derivatives Corp.

We do not disclose any nonpublic information about you or former customers to anyone other than affiliates, except as permitted or required by law. For example, this may include providing information to companies that perform support services on our behalf or to providing tax information to regulators or the IRS.

We restrict access to your nonpublic information to those employees who need to know that information to provide products or services to you.

We maintain physical, electronic, and procedural safeguards to protect nonpublic personal information.

Disclosure of Order Routing Information:

TFS Derivatives Corporation relies on the Small Firm Exemption for disclosure of order routing information. Information regarding routing of specific customer orders is available upon request from TFS Derivatives Corporation's Compliance Department, 32 Old Slip, 34th floor, New York, NY 10005."

Securities Investor Protection Corporation ("SIPC")

In accordance with FINRA Rule 2266, please be advised you may obtain information about SIPC including the SIPC brochure by contacting SIPC at www.sipc.org or 202-371-8300.

Identity Verification for Anti – Money Laundering Purposes

We are required by Federal Law to verify the identity of each account owner. TFS may request that you provide various identification documents prior to opening an account.

FINRA Public Disclosure

The FINRA Public Disclosure hotline number is (800) 289-9999. The FINRA web site address is www.finra.org . An investor brochure that includes information describing the public disclosure program may be obtained from FINRA.

Whom to Contact

All questions concerning activity in your account should be directed to the registered representative handling your account at TFS Derivatives Corporation.

If however, you believe the transactions in your account are unauthorized or that instructions given by you were not followed, you should promptly contact the TFS Derivatives compliance department at (212) 791-6485 / (212) 483-9838 or any government agency or any self-regulatory agency having jurisdiction over your account. The primary government agency is the United States Securities & Exchange Commission (800) 732-0330 and our primary self-regulatory organization is the Financial Industry Regulatory Authority (*FINRA*) (800) 289-9999

If you require further information regarding our privacy policies and practices in the United States or any other information provided in this disclosure please contact:

David Merola
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TFS Derivatives Corp.
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