

**CERTIFICATE OF FORMATION
OF
NYSE TEXAS, INC.**

**ARTICLE 1
Entity Name and Type**

The filing entity being formed is a for-profit corporation. The name of the entity is NYSE Texas, Inc. (the "Corporation")

**ARTICLE 2
Registered Agent and Registered Office**

The initial registered agent is an organization by the name of United Agent Group Inc. The business address of the registered agent and the registered office address is 5444 Westheimer #1000, Houston, Texas 77056.

**ARTICLE 3
Directors**

The number of directors constituting the initial board of directors and the names and addresses of the person or persons who are to serve as directors until the first annual meeting of shareholders or until their successors are elected and qualified are as follows:

<u>Name</u>	<u>Address</u>
Sharon Bowen	11 Wall Street New York, New York 10005
Stacey Cunningham	11 Wall Street New York, New York 10005
Duriya Farooqui	11 Wall Street New York, New York 10005
Judith Sprieser	11 Wall Street New York, New York 10005
Raz Tirosch	11 Wall Street New York, New York 10005

ARTICLE 4
Authorized Shares

The total number of shares of stock which the Corporation shall have authority to issue is one thousand (1,000) shares of common stock having a par value of \$.01 per share. NYSE Texas Holdings, Inc. shall be the sole owner of this stock.

ARTICLE 5
Purpose

The purpose for which the Corporation is formed is for the transaction of any and all lawful business for which a for-profit corporation may be organized under the Texas Business Organizations Code (“BOC”).

ARTICLE 6
Initial Mailing Address

The mailing address to which franchise tax correspondence should be sent is 11 Wall Street, New York, New York, 10005.

ARTICLE 7
Effectiveness of Filing

This document becomes effective 8:00 am CT, March 28, 2025.

ARTICLE 8
Conversion

The filing entity is being formed under a plan of conversion. The converting entity is NYSE Chicago, Inc., with an address of 11 Wall Street, New York, New York, 10005, formed on March 15, 1972 as a corporation organized under the laws of the State of Delaware.

ARTICLE 9
Supplemental Provisions/Information

(a) General. The governing body of the Corporation shall be its Board of Directors which shall exercise all powers conferred to it by the laws of the State of Texas. In furtherance of and not in limitation of the powers conferred by statute, the Board of Directors is expressly authorized to adopt the bylaws and the rules of the Corporation and to amend or repeal any provision thereof subject to such conditions as the bylaws or rules may provide. Directors shall be elected by the stockholders of the Corporation. Elections of directors of the Corporation need not be by written ballot unless the bylaws so provide. Except as otherwise provided in the bylaws or the rules, the stockholders shall nominate directors for election at the annual meeting of the stockholders. Such nominations shall comply with the Corporation’s rules and the bylaws. Notwithstanding anything herein to the contrary, as set forth below, the Board of Directors of

Intercontinental Exchange, Inc. ("ICE") or the compensation committee thereof shall have the authority to fix the compensation of directors of the Corporation.

(b) Removal of Directors. Except as provided herein, any director may be removed from office by a vote of the stockholders at any time with or without cause; provided, however, that a Non-Affiliated Director, as such term is defined in the bylaws of the Corporation, may only be removed for cause. For purposes of this section, "cause" shall include (i) a breach of a director's duty of loyalty to the Corporation or its stockholders, (ii) acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of the law, or (iii) transactions from which a director derived an improper personal benefit. Any director may be removed for cause by the holders of a majority of the shares of capital stock then entitled to be voted at an election of directors.

(c) Compensation. The Board of Directors of ICE or the compensation committee thereof shall have the authority to fix the compensation of directors of the Corporation. The directors of the Corporation may be paid their expenses, if any, of attendance at each meeting of the Board of Directors of the Corporation and may be paid a fixed sum for attendance at each meeting of the Board of Directors of the Corporation or a stated salary as director (which amounts may be paid in cash or such other form as the Board of Directors of ICE or the compensation committee thereof may from time to time authorize). No such payment shall preclude any director from serving the Corporation in any other capacity and receiving compensation therefor.

(d) Bylaws. The Board of Directors shall have the power to adopt, amend or repeal the bylaws and rules of the Corporation. The bylaws may also be amended or repealed, or new bylaws may be adopted, by action taken by the stockholders of the Corporation. Before any amendment to, alteration or repeal of any provision of the bylaws of the Corporation under this Article 9 shall be effective, those changes shall be submitted to the Board and if the same must be filed with or filed with and approved by the Securities and Exchange Commission ("Commission") the proposed changes to the bylaws of the Corporation shall not become effective until filed with or filed with and approved by the Commission, as the case may be.

(e) Limitation of Liability. To the fullest extent not prohibited by the BOC, as it exists on the date this Certificate of Formation is adopted or as such law may later be amended, no director of the Corporation shall be liable to the Corporation or its stockholders for monetary damages for breach of fiduciary duty as a director. No amendment to or repeal of this Article shall adversely affect any right or protection of a director of the Corporation that exists at the time of such amendment or repeal with respect any actions taken, or inactions, prior thereto.

(f) Consent. Action may be taken by the stockholders of the Corporation, without a meeting, by written consent as and to the extent provided at the time by the BOC; provided that the matter to be acted upon by such written consent previously has been approved by the Board of Directors of the Corporation and directed by such Board to be submitted to the stockholders for their action by written consent.

(g) Compromise. Whenever a compromise or arrangement is proposed between the Corporation and its creditors or any class of them and/or between the Corporation and its

stockholders or any class of them, any court that has jurisdiction over the property and business of the Corporation within the State of Texas may, to the extent permitted under Texas law, on the application of the Corporation or any creditor or stockholder thereof or on the application of any receiver or receivers appointed for the Corporation under Section 11.401 of the BOC or on the application of the appointed persons for the Corporation, in dissolution under Section 11.054 of the BOC, order a meeting of the creditors or class of creditors, and/or of the stockholders or class of stockholders of the Corporation, as the case may be, to be summoned in such manner as the such court directs. If a majority in number representing three fourths in value of the creditors or class of creditors, and/or of the stockholders or class of stockholders of the Corporation, as the case may be, agree to any compromise or arrangement and to any reorganization of the Corporation as consequence of such compromise or arrangement, the said compromise or arrangement and the said reorganization shall, if sanctioned by the court to which the said application has been made, be binding on all the creditors or class of creditors, and/or on all the stockholders or class of stockholders, of the Corporation, as the case may be, and also on the Corporation.

(h) Amendment. The Corporation reserves the right to amend this Certificate of Formation, and to change or repeal any provision of the Certificate of Formation, and all rights conferred upon stockholders by such Certificate of Formation are granted subject to this reservation; provided, however, that any amendment to this Certificate of Formation must be approved by a majority of the members of the Board of Directors who are present at the meeting at which the amendment is proposed and by a majority of the stockholders of the Corporation and as otherwise required under the BOC. Any change to the Certificate of Formation that is required to be approved or filed with the Commission before it may become effective shall not become effective, under Section 19 of the Securities Exchange Act of 1934, as amended, and the rules promulgated thereunder, until the procedures of the Commission necessary to make it effective shall have been satisfied. Before any amendment to, or repeal of, any provision of this Certificate of Formation shall be effective, those changes shall be submitted to the Board of Directors of the Corporation and if such amendment or repeal must be filed with or filed with and approved by the Commission, then the proposed changes to this Certificate of Formation shall not become effective until filed with or filed with and approved by the Commission, as the case may be.

ARTICLE 10 **Organizer**

The name and address of the organizer is Martha Redding, 11 Wall Street, New York, New York 10005.

EXECUTION

The undersigned affirms that the person designated as registered agent has consented to the appointment. The undersigned also affirms that, to the best knowledge of the undersigned, the name provided as the name of the filing entity does not falsely imply an affiliation with a governmental entity. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized to execute the filing instrument.

Date: March 17, 2025

/s/ Martha Redding
Signature of organizer

Martha Redding
Printed or typed name of organizer