



**THE FOUNDATION  
FOR SECURE  
MARKETS**

**#50974**

**Date:** September 01, 2022

**Subject:** Defiance Next Gen SPAC Derived ETF – Liquidation/Cash  
Settlement/Acceleration of Expirations  
Option Symbol: SPAK  
Date: 09/01/2022

On August 1, 2022, ETF Series Solutions announced that it will terminate and subsequently liquidate the Defiance Next Gen SPAC Derived ETF (SPAK) immediately after the close of business on August 30, 2022 (the “Liquidation Date”). The last day of trading for SPAK on the New York Stock Exchange was August 29, 2022.

On September 1, 2022, SPAK will distribute cash to all remaining shareholders at a rate of \$14.71415530 per SPAK share.

#### **Contract Adjustment**

The option symbol SPAK will not change.

**Date:** September 1, 2022

**New Deliverable**  
**Per Contract:** \$1,471.42 Cash (\$14.71415530 x 100)

SPAK options, which were subject to delayed settlement from August 30, 2022 through August 31, 2022, are no longer subject to delayed settlement, effective September 1, 2022.

Settlement in the SPAK options will take place through OCC’s cash settlement system. Settlement will be accomplished by payment of the difference between the extended strike amount and the cash deliverable.

#### **Acceleration of Expirations**

Pursuant to OCC Rule 807, equity stock option contracts whose deliverables are adjusted to call for cash-only delivery will be subject to an acceleration of the expiration dates for outstanding option series. (See OCC Information Memo 23707) Additionally, the exercise by exception (ex by ex) threshold for expiring series will be \$.01 in all account types.

All series of Defiance Next Gen SPAC Derived ETF options whose expiration dates are after 9-16-2022 will have their expiration dates advanced to 9-16-2022. Expiration dates occurring before 9-16-2022 (e.g., Flex options) will remain unchanged.

All Defiance Next Gen SPAC Derived ETF options will utilize a \$.01 exercise threshold.

Option Symbol: SPAK  
Existing Expiration: All months  
New expiration date: 9-16-2022

Existing American-style Defiance Next Gen SPAC Derived ETF options remain exercisable at the option of the holder prior to their expiration. Exercised options will continue to settle in two business days.

**Disclaimer**

This Information Memo provides an unofficial summary of the terms of corporate events affecting listed options or futures prepared for the convenience of market participants. OCC accepts no responsibility for the accuracy or completeness of the summary, particularly for information which may be relevant to investment decisions. Option or futures investors should independently ascertain and evaluate all information concerning this corporate event(s).

The determination to adjust options and the nature of any adjustment is made by OCC pursuant to OCC By-Laws, Article VI, Sections 11 and 11A. The determination to adjust futures and the nature of any adjustment is made by OCC pursuant to OCC By-Laws, Article XII, Sections 3, 4, or 4A, as applicable. For both options and futures, each adjustment decision is made on a case by case basis. Adjustment decisions are based on information available at the time and are subject to change as additional information becomes available or if there are material changes to the terms of the corporate event(s) occasioning the adjustment.

ALL CLEARING MEMBERS ARE REQUESTED TO IMMEDIATELY ADVISE ALL BRANCH OFFICES AND CORRESPONDENTS ON THE ABOVE.

For questions regarding this memo, please email the Investor Education team at [options@theocc.com](mailto:options@theocc.com). Clearing Member Firms of OCC may contact Member Services at 1-800-544-6091 or, within Canada, at 1-800-424-7320, or email [memberservices@theocc.com](mailto:memberservices@theocc.com).