For Internal (Sec | VIEL)
Sec File No. 9-

Act

(6-01) Section

Rule

Public

Availability:

SEC 2449

2009 NOV 30 PM 1: 34

SEC / TM

Submit 1 Original and 9 Copies

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

OMB APPROVAL

OMB Number: 3235-0504 Expires: August 31, 2010

Estimated average burden hours per response. . . . . 3.60

## FORM 19b-4(e)

Information Required of a Self-Regulatory Organization Listing and Trading a New Derivative Securities Product Pursuant to Rule 19b-4(e) Under the Securities Exchange Act of 1934

## READ ALL INSTRUCTIONS PRIOR TO COMPLETING FORM Initial Listing Report Part I Name of Self-Regulatory Organization Listing New Derivative Securities Product: 1. Chicago Board Options Exchange Type of Issuer of New Derivative Securities Product (e.g., clearinghouse, broker-dealer, corporation, etc.): 2. Broker-Dealer Class of New Derivative Securities Product: 3. **Exchange-Traded Fund** Name of Underlying Instrument: 4. PowerShares Active AlphaQ Fund If Underlying Instrument is an Index, State Whether it is Broad-Based or Narrow-Based: Broad-Based 5. Ticker Symbol(s) of New Derivative Securities Product: **PQY** Market or Markets Upon Which Securities Comprising Underlying Instrument Trades: NASDAQ/NYSE 7. Settlement Methodology of New Derivative Securities Product: Not Applicable 8. Position Limits of New Derivative Securities Product (if applicable): 9. Not Applicable Execution Part II The undersigned represents that the governing body of the above-referenced Self-Regulatory Organization has duly approved, or has duly delegated its approval to the undersigned for, the listing and trading of the above-referenced new derivative securities product according to its relevant trading rules, procedures, surveillance programs and listing standards. Name of Official Responsible for Form: Angelo Evangelou Title: Assistant General Counsel Telephone Number: (312) 786-7464 Manual Signature of Official Responsible for Form: Date: 11/20/09

Securities Exchange Act of 1934

19b-4

19b-4(e)

NOV 3 0 2009