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**UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549**

DEC 18 2009

**FORM 19b-4(e)**

**DIVISION OF TRADING & MARKETS**  
Registration 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**



10045767

**Part I Initial Listing Report**

1. Name of Self-Regulatory Organization Listing New Derivative Securities Product:  
Chicago Board Options Exchange
2. Type of Issuer of New Derivative Securities Product (e.g., clearinghouse, broker-dealer, corporation, etc.):  
Broker-Dealer
3. Class of New Derivative Securities Product:  
Exchange-Traded Fund
4. Name of Underlying Instrument:  
New York Intermediate Municipal Fund
5. If Underlying Instrument is an Index, State Whether it is Broad-Based or Narrow-Based:  
Broad-Based
6. Ticker Symbol(s) of New Derivative Securities Product:  
NBO
7. Market or Markets Upon Which Securities Comprising Underlying Instrument Trades:  
NASDAQ/NYSE
8. Settlement Methodology of New Derivative Securities Product:  
Not Applicable
9. Position Limits of New Derivative Securities Product (if applicable):  
Not Applicable

**Part II Execution**

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: 12/7/09

**SEC 2449 (6-01) Securities Exchange Act of 1934**

**Section 19b-4**

**Rule 19b-4(e)**

**Public**

**Availability: DEC 18 2009**