

091-08444 m

For Internal Use Only  
Sec File No. 9-

RECEIVED

2010 MAY -7 AM 8:55

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



10047070

#### Part I Initial Listing Report

- Name of Self-Regulatory Organization Listing New Derivative Securities Product:  
Chicago Board Options Exchange
- Type of Issuer of New Derivative Securities Product (e.g., clearinghouse, broker-dealer, corporation, etc.):  
Broker-Dealer
- Class of New Derivative Securities Product:  
Exchange-Traded Fund
- Name of Underlying Instrument:  
Alabama Pwr Co
- If Underlying Instrument is an Index, State Whether it is Broad-Based or Narrow-Based:  
Broad-Based
- Ticker Symbol(s) of New Derivative Securities Product:  
ALPpN
- Market or Markets Upon Which Securities Comprising Underlying Instrument Trades:  
NASDAQ/NYSE
- Settlement Methodology of New Derivative Securities Product:  
Not Applicable
- 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: April 29, 2010

Act	Securities Exchange Act of 1934
Section	19b-4
Rule	19b-4(e)
Public Availability:	MAY - 7 2010