#### EXHIBIT 5

(additions are underlined; deletions are [bracketed])

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### **Cboe U.S. Options Fee Schedules**

# **BZX Options**

Effective [June 1]August 2, 2021

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#### **Footnotes:**

# <sup>1</sup> Customer Penny Add Volume Tiers

Applicable to the following fee codes: PY and XY.

Tier	Rebate Per Contract to Add	Required Criteria	
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[Tier 5]	[(\$0.53)]	<ul> <li>[(1) Member has an ADAV in Customer orders ≥ 0.80% of average OCV;</li> <li>(2) Member has an ADAV in Market Maker orders ≥ 0.35% of average OCV; and</li> <li>(3) Member has on BZX Equities an ADAV ≥ 0.30% of average TCV]</li> </ul>	
Tier [6] <u>5</u>	(\$0.53)	<ul> <li>(1) Member has an ADAV in Customer orders ≥ [1.70]2.00% of average OCV; and</li> <li>(2) Member has an ADAV in Customer Non-Penny orders ≥ 0.50% of average OCV</li> </ul>	

[Tier 7]	[(\$0.53)]	[(1) Member has an ADAV in Customer orders ≥ 0.50% of average OCV;
		(2) Member has an ADAV in Market Maker orders ≥ 2.75% of average OCV; and
		(3) Member has an ADAV in Firm Non-Penny orders ≥ 0.05% of average OCV]
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# <sup>3</sup> Market Maker, Away Market Maker, and Professional Penny Take Volume Tiers Applicable to fee code PP.

Tier	Fee Per Contract to Remove	Required Criteria
Tier 1	\$0.4[5] <u>9</u>	(1) Member has an ADAV in Customer orders ≥ [0.80]1.00% of average OCV; and
		(2) Member has an AD[A]RV in Market Maker/Away MM orders ≥ [0.35]1.00% of average OCV[;
		(3) Member has on BZX Equities an ADAV ≥ 1.00% of average TCV; and
		(4) Member has an ADAV in Customer Non-Penny orders ≥ 0.10% of average OCV]
Tier 2	\$0.4[7] <u>8</u>	(1) Member has an ADAV in Customer orders ≥ 1.30% of average OCV; and

		(2) Member has an ADRV in  Market Maker/Away MM  orders ≥ 1.00% of average  OCV
Tier 3	\$0.4[5] <u>7</u>	(1) Member has an ADAV in Customer orders ≥ 2.00% of average OCV; [and]
		(2) Member has an ADAV in Customer Non-Penny orders ≥ 0.40% of average OCV; and
		(3) Member has an ADRV in  Market Maker/Away MM  orders ≥ 2.00% of average  OCV

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# $^{12}$ Customer Non-Penny Add Volume Tiers

Applicable to fee code NY.

Tier	Rebate Per Contract to Add	Required Criteria
Tier 1	(\$0.9[2] <u>0</u> )	<ul> <li>[(1)] Member has an ADAV in Customer Non-Penny orders ≥ 0.25[0]% of average OCV[; and</li> <li>(2) Member has an ADAV in Market Maker orders ≥ 2.75% of average OCV]</li> </ul>
Tier 2	<u>(\$0.95)</u>	(1) Member has an ADAV in  Customer orders ≥ 0.50%  of average OCV; and  (2) Member has an ADAV in  Customer Non-Penny  orders ≥ 0.25% of average  OCV

Tier [2] <u>3</u>	(\$1.00)	Member has an ADAV in Customer orders ≥ 0.90% of average OCV
[Tier 3]	[(\$1.02)]	[(1) Member has an ADAV in Customer orders ≥ 0.50% of average OCV;
		(2) Member has an ADAV in Market Maker orders ≥ 2.75% of average OCV; and
		(3) Member has an ADAV in Firm Non-Penny orders ≥ 0.05% of average OCV]
Tier 4	(\$1.0[5] <u>1</u> )	(1) Member has an ADAV in Customer orders ≥ [2.10] 0.85% of average OCV; and
		(2) Member has an ADAV in  Customer Non-Penny  orders ≥ 0.25% of average  OCV
Tier 5	(\$1.0[6] <u>2</u> )	(1) Member has an ADAV in Customer orders ≥ [2.00]0.90% of average OCV; and
		(2) Member has an ADAV in Customer Non-Penny orders ≥ [1.00]0.40% of average OCV
<u>Tier 6</u>	<u>(\$1.03)</u>	(1) Member has an ADAV in  Customer orders ≥ 1.00%  of average OCV; and
		(2) Member has an ADAV in  Customer Non-Penny orders ≥ 0.45% of average OCV

Tier 7	<u>(\$1.04)</u>	<ul> <li>(1) Member has an ADAV in         Customer orders ≥ 1.30%         of average OCV; and</li> <li>(2) Member has an ADAV in         Customer Non-Penny         orders ≥ 0.50% of average         OCV</li> </ul>
Tier 8	<u>(\$1.05)</u>	(1) Member has an ADAV in  Customer orders ≥ 1.30%  of average OCV; and  (2) Member has an ADAV in  Customer Non-Penny  orders ≥ 0.60% of average  OCV

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