

## EXHIBIT 5

(additions are underlined; deletions are [bracketed])

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## Rules of Cboe BYX Exchange, Inc.

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## Rule 11.9. Orders and Modifiers

Users may enter into the System the types of orders listed in this Rule 11.9, subject to the limitations set forth in this Rule or elsewhere in these Rules.

(a) – (e) No change.

(f) *Match Trade Prevention (“MTP”) Modifiers.* Any incoming order designated with an MTP modifier will be prevented from executing against a resting opposite side order also designated with an MTP modifier and originating from the same market participant identifier (“MPID”), Exchange Member identifiers, trading group identifier, Exchange Sponsored Participant identifier, [or] affiliate identifier, or Multiple Access identifier (any such identifier, a “Unique Identifier”). The affiliate identifier is available to Users that demonstrate affiliation by: (i) greater than 50% ownership identified on a User’s Form BD; and (ii) execution of an affidavit stating that a control relationship exists between Users. Subject to the exception contained in paragraph (3) below, the MTP modifier on the incoming order controls the interaction between two orders marked with MTP modifiers. The Multiple Access identifier is available to Users that demonstrate: (i) the User maintains a Membership on the Exchange through which it directly submits orders to the System; and (ii) the User also operates as a Sponsored Participant and submits orders to the System through Sponsored Access.

(1) – (5) No change.

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