

[EXHIBIT 5

(additions are underlined; deletions are [bracketed])

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Rules of Cboe EDGX Exchange, Inc.

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

**EDGX Options**

Effective [October 13]November 1, 2023

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**Fee Codes and Associated Fees:**

| Fee Code            | Description                             | Fee/(Rebate) |
|---------------------|---|--------------|
| * * * * *           |   |              |
| BB <sup>6</sup>     | AIM Contra, <u>Penny</u>                | 0.05         |
| BC <sup>5,6,9</sup> | AIM Agency (Customer), <u>Penny</u>     | (0.06)       |
| * * * * *           |   |              |
| BE <sup>6</sup>     | AIM Response, Non-Penny                 | 1.[0]15      |
| BF <sup>6</sup>     | <u>AIM Contra, Non-Penny</u>            | <u>0.02</u>  |
| BG <sup>6</sup>     | <u>AIM Agency (Customer), Non-Penny</u> | <u>FREE</u>  |
| * * * * *           |   |              |

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**<sup>6</sup> AIM and SAM Pricing**

Applicable to fee codes BA, BB, BC, BD, BE, BF, BG, CC, SA, SB, SC, SD, SE, SF, SG, and SH.

When an Agency Order trades in an AIM or SAM Auction against either a Contra Order or a Response Order, the following fee codes and rates apply.

|  | Agency*          |      | Contra           |      | Response                   |      |                                |        |
|--|------------------|------|------------------|------|----------------------------|------|--------------------------------|--------|
|  | [All Securities] |      | [All Securities] |      | [Penny Program Securities] |      | [Non-Penny Program Securities] |        |
|  | Code             | Rate | Code             | Rate | Code                       | Rate | [Code]                         | [Rate] |

|  |                |                          |                |                          |                      |                                      |              |                      |
|--|----------------|--------------------------|----------------|--------------------------|----------------------|--------------------------------------|--------------|----------------------|
| Customer**   | BC<br>BG<br>SC | (\$0.06)<br>FREE<br>FREE | BB<br>BF<br>SB | \$0.05<br>\$0.02<br>FREE | BD<br>BE<br>SD<br>SE | \$0.50<br>\$1.15<br>\$0.50<br>\$1.05 | [BE]<br>[SE] | [\$1.05]<br>[\$1.05] |
| Non-Customer                                       | BA             | \$0.20                   | BB             | \$0.05                   |                      |                                      |              |                      |
| Non-Customer,<br>Non-Professional                  | SA             | \$0.18                   | SF             | \$0.18                   |                      |                                      |              |                      |
| Non-Customer,<br>Professional                      | SG             | \$0.04                   | SH             | \$0.04                   |                      |                                      |              |                      |
| AIM Customer-<br>to-Customer<br>Immediate<br>Cross | CC             | FREE                     | CC             | FREE                     |                      |                                      |              |                      |

\* When an Agency Order executes against one or more resting orders that were already on the Exchange’s order book when the Agency Order was received by the Exchange, the Agency Order and the resting order(s) would receive the Standard Fee Rates.

\*\* Except when both the AIM Agency Order and the AIM Contra Order are Customer orders, in which case fee code CC [or XB, as applicable, ]would be assigned.

**AIM and SAM Break-Up Credits:**

The Exchange will apply a Break-Up Credit to the Member that submitted an Agency Order, including a Member who routed an order to the Exchange with a Designated Give Up, when the Agency Order trades with a Response Order.

| Symbols                      | Credit Per Contract |                |
|------------------------------|---------------------|----------------|
|                              | SAM                 | AIM            |
| Penny Program Securities     | (\$0.15)            | (\$0.25)       |
| Non-Penny Program Securities | (\$0.15)            | (\$[0]1.06[0]) |

\*\*\*\*\*

**<sup>9</sup> Automated Improvement Mechanism (“AIM”) Penny Tiers**

Applicable to fee code BC.

| Tier | Rebate Per Contract | Required Criteria |
|------|---------------------|-------------------|
|------|---------------------|-------------------|

|        |          |   |
|--------|----------|---|
| Tier 1 | (\$0.09) | Member has an ADV in Customer Orders $\geq 0.30\%$ of average OCV |
| Tier 2 | (\$0.10) | Member has an ADV in Customer Orders $\geq 0.50\%$ of average OCV |

Applicable to fee code BC. The Exchange will apply the additional rebate to the Member that submitted an Agency Order, including a Member who routed an order to the Exchange with a Designated Give Up, when the Agency Order trades with a Response Order. The additional rebate is applied on order-by-order basis.

| Tier                    | Additional Rebate Per Contract | Required Criteria  |
|-------------------------|--------------------------------|--|
| Supplemental AIM Tier 1 | (\$0.02)                       | (1) Member has an ADV in Customer Orders $\geq 0.50\%$ of average OCV; and<br>(2) Order has an Interaction Rate $\geq 51\%$ and $< 80\%$ |
| Supplemental AIM Tier 2 | (\$0.05)                       | (1) Member has an ADV in Customer Orders $\geq 0.50\%$ of average OCV; and<br>(2) Order has an Interaction Rate $\geq 0\%$ and $< 51\%$  |

- Interaction Rate is the percentage of the Penny Agency Order that trades against the Initiating Order.

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