

Exhibit 5

Text of the Proposed Rule Change

Underlining indicates additions; [Brackets] indicate deletion

**Schedule of Fees**

	<b>Amount</b>	<b>Billable Unit</b>	<b>Frequency</b>	<b>Notes</b>
<b>Electronic Market Place</b>				
Execution Fees		* * *		
Options		* * *		
<ul style="list-style-type: none"> <li>Customer (Singly Listed Indexes, Singly Listed ETFs and FX Options)</li> </ul>	\$0.18	contract/side	Transaction	Singly Listed Indexes include options on DMA, FUM, HSX, OOG, BYT, HVY, RUF, JLO, SIN, RND, HHO, PMP, POW, TNY, WMX, IXZ, UKX and NXTQ. Singly Listed ETFs include options on <u>FBT, FXO, QQEW</u> , CU, PLTM, SDOW, UDOW, SMDD, UMDD, SRTY, URTY, FIW and CQQQ. For Complex Orders, fee charged only for the leg of the trade consisting of the most contracts. For a pilot period ending on June 30, 2010, this fee is waived entirely on incremental volume above 5,000 contracts for single-sided FX options orders of at least 5,000 contracts. This fee is waived entirely for public customer orders exposed to and executed by Members pursuant to Supplementary Material .02 to Rule 803.
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