

Exhibit 5

Text of the Proposed Rule Change

Underlining indicates additions; [Brackets] indicate deletion

Schedule of Fees

Market Data Fees

		* * *		
<ul style="list-style-type: none"> ● Real-time Depth of Market Raw Data Feed Professionals (internal use only) 	\$5,000.00 \$50.00	distributor* controlled device*	Monthly Monthly	Each distributor's combined maximum fee is capped at \$7,500 per month. Each distributor's fee for the first month after connection is established between ISE and distributor shall be \$1,000. All user fees are waived for the first month after connection is established between ISE and distributor.
Professionals (external redistribution by distributor through a controlled device)	\$5,000.00 \$50.00	distributor controlled device	Monthly Monthly	Each distributor's combined maximum fee is capped at <u>\$10,000</u> [12,500] per month. Each distributor's fee for the first month after connection is established between ISE and distributor shall be \$1,000. All user fees are waived for the first month after connection is established between ISE and distributor.
Non-Professionals (external redistribution by distributor through a controlled device)	\$5,000.00 \$5.00	distributor controlled device	Monthly Monthly	Each distributor's combined maximum fee is capped at \$10,000 per month. Each distributor's fee for the first month after connection is established between ISE and distributor shall be \$1,000. All user fees are waived for the first month after connection is established between ISE and distributor.
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* A distributor is any firm that receives the Depth of Market data feed directly from ISE or indirectly through a redistributor and then distributes it either internally or externally. A redistributor includes market data vendors and connectivity providers such as extranets and private network providers.

* A controlled device is any device that a distributor of the Depth of Market data feed permits to access the information in the Depth of Market Raw Data Feed.