

## Exhibit 5 - Text of the Proposed Rule Change

Underlining indicates additions; [Brackets] indicate deletion

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#### IV. Other Options Fees and Rebates

##### A. QCC and Solicitation Rebate

- Members using the Qualified Contingent Cross (QCC) and/or other solicited crossing orders, including solicited orders executed in the Solicitation, Facilitation or Price Improvement Mechanisms, will receive rebates according to the table below for each originating contract side in all symbols traded on the Exchange. Once a Member reaches a certain volume threshold in QCC orders and/or solicited crossing orders during a month, the Exchange will provide rebates to that Member for all of its QCC and solicited crossing order traded contracts for that month. The applicable rebates will be applied on QCC and solicited crossing order traded contracts once the volume threshold is met. Members will receive the Non-“Customer to Customer” rebate for all QCC and/or other solicited crossing orders except for QCC and solicited orders between two Priority Customers. QCC and solicited orders between two Priority Customers will receive the “Customer to Customer” rebate or “Customer to Customer” Rebate PLUS, respectively. The volume threshold and corresponding rebates are as follows:
- Non-“Customer to Customer” and “Customer to Customer” volume will be aggregated in determining the applicable volume tier.

Originating Contract Sides	Non-“Customer to Customer” Rebate	“Customer to Customer” Rebate	“Customer to Customer” <u>Rebate PLUS*</u>
0 to 99,999	\$0.00	\$0.00	<u>\$0.00</u>
100,000 to 199,999	(\$0.05)	(\$0.01)	<u>(\$0.05)</u>
200,000 to 499,999	(\$0.07)	(\$0.01)	<u>(\$0.05)</u>
500,000 to 699,999	(\$0.08)	(\$0.03)	<u>(\$0.05)</u>
700,000 to 999,999	(\$0.09)	(\$0.03)	<u>(\$0.05)</u>
1,000,000+	(\$0.11)	(\$0.03)	<u>(\$0.05)</u>

\*PLUS rebate is for Members with total monthly unsolicited originating Facilitation contract side volume of 175,000 or more.

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