

**EXHIBIT 5**

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**7050. NASDAQ Options Market**

The following charges shall apply to the use of the order execution and routing services of the NASDAQ Options Market for all securities.

**(1) Fees for Execution of Contracts on the NASDAQ Options Market**

<b>Fees and Rebates (per executed contract)</b>					
	<b>Customer</b>	<b>Professional</b>	<b>Firm</b>	<b>Non- NOM Market Maker</b>	<b>NOM Market Maker</b>
Penny Pilot Options:					
Rebate to Add Liquidity	***	\$0.29	\$0.10	\$0.25	\$0.30
Fee for Removing Liquidity	\$0.45	\$0.45	\$0.45	\$0.45	\$0.45
NDX and MNX:					
Rebate to Add Liquidity	\$0.10	\$0.10	\$0.10	\$0.10	\$0.20
Fee for Removing Liquidity	\$0.50	\$0.50	\$0.50	\$0.50	\$0.40
All Other Options:					
Fee for Adding Liquidity	\$0.00	\$0.20	\$0.45	\$0.45	\$0.30
Fee for Removing Liquidity	\$0.45	\$0.45	\$0.45	\$0.45	\$0.45
Rebate to Add Liquidity	\$0.20	\$0.00	\$0.00	\$0.00	\$0.00

\*\*\* The Customer Rebate to Add Liquidity in Penny Pilot Options will be paid as follows:

	<b>Monthly Volume</b>	<b>Rebate to Add Liquidity</b>
<b>Tier 1</b>	Participant adds Customer liquidity of up to 24,999 contracts per day in a month	\$0.26
<b>Tier 2(a)</b>	Participant adds Customer liquidity of 25,000 – 59,999 contracts per day in a month	\$0.34
<b><u>Tier 2(b)</u></b>	<u>Participant (1) qualifies for Tier 2(a) above, and (2) adds Customer liquidity of 750,000 contracts during the period from September 6 through September 30, 2011</u>	<u>\$0.36 for Customer Liquidity added from September 6 through September 30, 2011</u>
<b>Tier 3</b>	Participant adds Customer liquidity of 60,000 – 124,999 contracts per day in a month	\$0.38
<b>Tier 4</b>	Participant adds Customer liquidity of 125,000 or more contracts per day in a month	\$0.40
<b>Tier 5<sup>a</sup></b>	Participant adds (1) Customer liquidity of 60,000 or more contracts per day in a month, and (2) NOM Market Maker liquidity of 60,000 or more contracts per day in a month	\$0.40
<b>Tier 6(a)</b>	Participant adds Customer liquidity of 25,000 or more contracts per day in a month, and (2) the Participant simultaneously qualifies for credit under the Investor Support Program set forth in Rule 7014.	\$0.35
<b><u>Tier 6(b)</u></b>	<u>Participant (1) qualifies for Tier 6(a) above, and (2) adds Customer liquidity of 750,000 contracts during the period from September 6 through September 30, 2011</u>	<u>\$0.37 for Customer Liquidity added from September 6 through September 30, 2011</u>

<sup>a</sup> For purposes of Tier 5, the Exchange will aggregate the trading activity of separate NOM Participants when computing average daily volumes where 75 percent common ownership or control exists between NOM Participants.

**(2) – (4) No Change**

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