

EXHIBIT 5

Deleted text is [bracketed]. New text is underlined.

The Nasdaq Stock Market Rules

* * * * *

5711. Trading of Certain Derivative Securities

(a) – (c) No change.

(d) Commodity-Based Trust Shares

(i) – (iii) No change.

(iv) Definitions. The following terms as used in the Rules shall, unless the context otherwise requires, have the meaning herein specified:

(A) Commodity-Based Trust Shares. The term "Commodity-Based Trust Shares" means a security (1) that is issued by a trust ("Trust") that holds (a) a specified commodity deposited with the Trust[;], or (b) a specified commodity and, in addition to such specified commodity, cash; (2) that is issued by such Trust in a specified aggregate minimum number in return for a deposit of a quantity of the underlying commodity and/or cash; and (3) that, when aggregated in the same specified minimum number, may be redeemed at a holder's request by such Trust which will deliver to the redeeming holder the quantity of the underlying commodity and/or cash.

(B) Commodity. The term "commodity" is defined in Section 1[(a)(4)]a(9) of the Commodity Exchange Act.

(v) – (viii) No change.

(e) – (k) No change.

* * * * *