

EXHIBIT 5

Amendments underscored
Deletions [bracketed]

Rule 18. Compensation in Relation to Exchange System Failure

(a) In the event the Exchange's Division of Floor Operations determines that (i) a valid order was accepted by the Exchange's systems; (ii) an Exchange system failure, as defined in paragraph (b) below, occurred during the execution of said order; (iii) a member organization sustained a loss related to an Exchange system failure; and (iv) [the net loss was at least \$500; and (v)] the Exchange's Division of Floor Operations received from the member organizations that sustained such loss, oral [verbal] notice by the market opening on the next business day following the system failure and written notice by the end of the third business day following the system failure (T+3), the Exchange shall make a payment to the claiming member organization for the claimed losses on the amounts and subject to the processes defined below.

(b) An Exchange system failure is defined as a malfunction of the Exchange's physical equipment, devices and/or or programming that [which] results in an incorrect execution of an order or no execution of an order that was received in Exchange systems or any malfunction of any third-party electronic system, service, or facility ("third-party vendor") provided by the Exchange that results in an incorrect execution of an order or no execution of a marketable order that was received in Exchange systems. Net loss is defined as the total loss off-set by any gains retained by the member organization as a result of the Exchange system malfunction. Misuse of Exchange systems or third-party vendor systems is not included in this definition.
