

## EXHIBIT 5

Additions underlined.  
Deletions [bracketed].

### NYSE American LLC Equities Proprietary Market Data Fees

As of [September 6]November 4, 2024, unless otherwise noted

#### NYSE American Integrated Feed

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#### NYSE American Aggregated Lite

<u>Access Fee:</u>	<u>\$500/month<sup>8</sup></u>
<u>Professional User Fee (Per User):</u>	<u>\$1/month</u>
<u>Non-Professional User Fee (Per User):</u>	<u>\$0/month</u>
<u>Non-Professional and Professional Enterprise Fee (Broker-Dealers Only):</u>	<u>\$550/month or \$500/month with an annual license<sup>10</sup></u>
<u>Non-Display Fee<sup>1</sup></u>	
<u>Category 1:</u>	<u>\$1,000/month</u>
<u>Category 2:</u>	<u>\$1,000/month</u>
<u>Category 3:</u>	<u>\$1,000/month, capped at \$3,000</u>
<u>Redistribution Fee:</u>	<u>\$250/month<sup>8 9</sup></u>
<u>Non-Display Declaration Late Fee:</u>	<u>\$1,000/month<sup>2</sup></u>
<u>Multiple Data Feed Fee:</u>	<u>\$200/month<sup>6</sup></u>

#### NYSE American OpenBook

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#### General

Access fees, professional user fees and non-display fees do not apply to Federal agencies that subscribe to the Products listed on this schedule that include such fees.

First-time subscribers are eligible for a free trial by contacting the Exchange and will not be charged the Access Fee, Non-Display Fee, any applicable Professional and Non-Professional User Fee, and Redistribution Fee for one calendar month for each of the Products listed on this Fee Schedule. A first-time subscriber would be any firm that has not previously subscribed to a particular Product. The free trial would be for the first full calendar month following the date a subscriber is approved to receive trial access to NYSE American market data. The Exchange will provide the one-month free trial for each particular product to each subscriber once.

First-time Redistributors are eligible for a fee waiver by contacting the Exchange and will not be charged the Access Fee and the Redistribution Fee for three calendar months for each of the Products listed on this Fee Schedule. Any other fees, including but not limited to, Non-Display Fee, any applicable Professional and Non-Professional User Fee, and Enterprise Fee will be billable after the first calendar month after subscribing to a particular Product. A first-time Redistributor would be any firm that has not previously subscribed to and externally redistributed a particular Product. The fee waiver would be for the three full calendar months following the date a Redistributor is approved to receive access to NYSE American market data. The Exchange will provide the three-month fee waiver for each particular product to each Redistributor once.

## **Billing Disputes**

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<sup>1</sup> (a) Category 1 Fees apply when a data recipient's Non-Display Use of real-time market data is on its own behalf as opposed to use on behalf of its clients. Category 2 Fees apply when a data recipient's Non-Display Use of real-time market data is on behalf of its clients as opposed to use on its own behalf. Category 3 Fees apply when a data recipient's Non-Display Use of real-time market data is for the purpose of internally matching buy and sell orders within an organization, including matching customer orders on a data recipient's own behalf and/or on behalf of its clients.

(b) Non-Display Use fees for NYSE American Integrated Feed include, for data recipients also paying access fees for NYSE American BBO, NYSE American Trades, NYSE American OpenBook and NYSE American Order Imbalances, the Non-Display Use for such products when declared within the same category of use.

(c) Non-Display Use fees for NYSE American OpenBook include, for data recipients also paying access fees for NYSE American BBO and NYSE American Order Imbalances, the Non-Display Use for such products when declared within the same category of use.

<sup>2</sup> A data recipient that is paying the Access Fee and that fails to timely complete and submit a Non-Display Use Declaration must pay the Non-Display Declaration Late Fee. With respect to the Non-Display Use Declaration that was due by September 1, 2014 and that applies

to NYSE American OpenBook, NYSE American BBO, NYSE American Trades and NYSE American Order Imbalances, the Non-Display Declaration Late Fee applies to data recipients that have not completed and submitted the Non-Display Use Declaration by June 30, 2015, and applies beginning July 1, 2015 and for each month thereafter until the data recipient has completed and submitted the Non-Display Use Declaration. With respect to the annual Non-Display Use Declaration due by January 31st of each year beginning in 2016, the Non-Display Declaration Late Fee will apply to data recipients that fail to complete and submit the annual Non-Display Use Declaration by the January 31st due date, and applies beginning February 1st and for each month thereafter until the data recipient has completed and submitted the annual Non-Display Use Declaration. The Non-Display Declaration Late Fee will apply, beginning in 2017, to NYSE American Integrated Feed data recipients that fail to complete and submit the annual Non-Display Use Declaration by the January 31st due date, and applies beginning February 1st and for each month thereafter until the data recipient has completed and submitted the annual Non-Display Use Declaration. The Non-Display Declaration Late Fee will apply, beginning in 2025, to NYSE American Aggregated Lite data recipients that fail to complete and submit the annual Non-Display Use Declaration by the January 31<sup>st</sup> due date, and applies beginning February 1<sup>st</sup> and for each month thereafter until the data recipient has completed and submitted the annual Non-Display Use Declaration.

<sup>3-7</sup> No Change.

<sup>8</sup> This fee is waived for a Redistributor if the Redistributor provides NYSE American Aggregated Lite externally to at least one data feed recipient and reports such data feed recipient to the Exchange.

<sup>9</sup> Each Redistributor that has external distribution of NYSE American Aggregated Lite to Professional and Non-Professional Users in a display-only format will receive a credit equal to the amount of the monthly Professional and Non-Professional User Fees for such external distribution, up to a maximum of the combination of the Access Fee and the Redistribution Fee for NYSE American Aggregated Lite.

<sup>10</sup> The Access Fee and Redistribution Fee for NYSE American Aggregated Lite will be waived for Redistributors that pay the Professional and Non-Professional Enterprise Fee.

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