

**Exhibit 5**

Additions are underlined;  
Deletions are [bracketed].

**NYSE AMEX OPTIONS FEE SCHEDULE\***

\*NYSE Amex Options is the options trading facility of NYSE Amex, LLC

**Last Updated: September [6] 26, 2011**

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**LIMIT OF FEES ON  
OPTIONS STRATEGY  
EXECUTIONS**

\$750 cap on transaction fees for Strategy Executions involving (a) reversals and conversions, (b) dividend spreads, (c) box spreads (d) short stock interest spreads, (e) merger spreads, and (f) jelly rolls.<sup>9</sup> The cap applies to all Strategy Execution executed on the same trading day in the same option class. Transaction fees for Strategy Executions are further capped at \$25,000 per month per initiating firm. All Royalty fees associated with Strategy Executions on Index and Exchange Traded Funds will be passed through to trading participants on the Strategy Executions on a pro-rata basis. These Royalty fees will not be included in the calculation of the \$750 per trade cap or the \$25,000 per month strategy fee cap. Manual Broker Dealer and Firm Proprietary Strategy trades that do not reach the \$750 cap will be billed at \$0.25 per contract. FLEX Option trades are not eligible for strategy treatment. Any qualifying Strategy Execution executed as a Qualified Contingent Cross order will not be eligible for this fee cap.

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**NYSE AMEX OPTIONS: QUALIFIED CONTINGENT CROSS (“QCC”) FEES**

<u>Fee/Rebate</u>	<u>Rate Per Contract</u>
<u>Customer Order Fee</u>	<u>\$0.00</u>
<u>Non-Customer Order Fee</u>	<u>\$0.20</u>
<u>Service Fee for Firms, Specialists, e-Specialists, and Market Makers (both Directed and non-Directed) Exceeding Monthly Fee Cap Trading with non-Customers<sup>5,6</sup></u>	<u>\$0.05</u>
<u>Service Fee for Firms, Specialists, e-Specialists, and Market Makers (both Directed and non-Directed) Exceeding Monthly</u>	<u>\$.10</u>

<u>Fee Cap Trading with Customers<sup>5,6</sup></u>	
<u>Floor Broker Rebate for Executed QCC Orders</u>	<u>\$0.03</u>

**NYSE AMEX OPTIONS: EXCESSIVE  
BANDWIDTH UTILIZATION FEES**

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<sup>5</sup> Specialist, e-Specialist, and Market Ma[r]ker (both Directed and non-Directed) fees will be aggregated and capped at \$350,000 per month plus an incremental [rate] service fee of \$.01 per contract for all Specialist, e-Specialist and Market Maker volume executed in excess of 3,500,000 contracts per month, except for the execution of a QCC order against a non-Customer, in which case the incremental service fee is \$.05, and the execution of a QCC order against a Customer, in which case the incremental service fee is \$.10. Any fees or volume associated with a Strategy Trade (reversals and conversions, dividend spreads, box spreads, short stock interest spreads, merger spreads, and jelly rolls) will not be counted towards either the \$350,000 cap, or the volume threshold of 3,500,000 contracts. Royalty Fees will continue to be charged and do not count toward the \$350,000 fee cap. Complex Order fees will count toward both the \$350,000 and the 3,500,000 thresholds but will not themselves be capped.

<sup>6</sup> Firm Proprietary manual trades are those trades executed in open outcry on behalf of an ATP holder that clear in the firm range. The firm facilitation rate applies to trades that clear in the firm range (clearance account "F") and customer on the contra (clearance account "C") with the same clearing firm symbol on both sides of the trade. Fees for Firm Proprietary manual trades will be aggregated and capped at \$100,000 per month for member firms plus an incremental [rate] service fee of \$.01 per contract for all Firm Proprietary manual trading volume in excess of the cap, except for the execution of a QCC order against a non-Customer, in which case the incremental service fee is \$.05, and the execution of a QCC order against a Customer, in which case the incremental service fee is \$.10. Royalty fees will continue to be charged at the rate provided herein and do not count toward the \$100,000 fee cap. Firm Facilitation trades will continue to be executed at the rate of \$0.00 per contract regardless of whether a firm has reached the \$100,000 cap or not, except for QCC volume in excess of the cap as noted above.

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<sup>10</sup> Marketing charges are collected on electronic public customer orders from market makers who trade with that order. Broker Dealer and Professional Customer electronic orders that trade contra to a market maker will not result in the collection of marketing charges. Executed QCC orders will not result in the collection of marketing charges.

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