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July 23, 2014

VIA FACSIMILE AND OVERNIGHT MAIL

Ms. Elizabeth M. Murphy
Secretary
Securities and Exchange Commission
100 F Street, N.E.
Washington, D.C. 20549-1090

Re: Notice of Intention to Petition for Review of Order Disapproving Proposed Rule Change to Offer a Rebate Based on Members' Aggregate Customer Volume in Multiply-listed Options Transacted on NASDAQ OMX PHLX LLC or Its Affiliated Options Exchanges, Release No. 34-72633, File No. SR-Phlx-2013-113

Dear Ms. Murphy:

As counsel for NASDAQ OMX PHLX LLC ("Phlx"), I submit this letter, pursuant to Rule 430(b)(1) of the Securities and Exchange Commission's Rules of Practice, as written notice of Phlx's intention to petition for review of the Order Disapproving Proposed Rule Change to Offer a Rebate Based on Members' Aggregate Customer Volume in Multiply-listed Options Transacted on NASDAQ OMX PHLX LLC or Its Affiliated Options Exchanges, Release No. 34-72633, File No. SR-Phlx-2013-113. The action disapproving the proposed rule change was made by the Division of Trading and Markets pursuant to delegated authority (17 C.F.R. § 200.30-3(a)(12)) on July 16, 2014 (*see* <http://www.sec.gov/rules/sro/phlx/2014/34-72633.pdf>). Phlx intends to file separately a petition for review in accordance with SEC Rule 430(b)(2).

Any questions concerning this matter can be directed to me as counsel of record. My contact information appears above.

Very truly yours,

A handwritten signature in blue ink that reads "Eugene Scalia" with a stylized flourish at the end.

Eugene Scalia

CERTIFICATE OF SERVICE

I, Eugene Scalia, counsel for NASDAQ OMX PHLX LLC, hereby certify that on July 23, 2014, I served copies of the attached Notice of Intention to Petition for Review of Order Disapproving Proposed Rule Change to Offer a Rebate Based on Members' Aggregate Customer Volume in Multiply-listed Options Transacted on NASDAQ OMX PHLX LLC or Its Affiliated Options Exchanges, Release No. 34-72633, File No. SR-Phlx-2013-113, on Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, by way of facsimile telephone number (202) 772-9324, and by sending the original the same day by UPS Overnight Mail to 100 F Street, N.E., Washington, D.C. 20549-1090.

Dated: July 23, 2014


Eugene Scalia