

UNITED STATES OF AMERICA

Before the
Securities and Exchange Commission
November 12, 2009

Securities Exchange Act of 1934
Release No. 60989

In the Matter of)

Chicago Board Options)
Exchange, Incorporated)
400 South LaSalle Street)
Chicago, IL 60605)

File No. SR-ISE-2009-35)

Order Granting Petition for
Review and Scheduling
Filing of Statements

Pursuant to Rule 431¹ of the Rules of Practice, the petition of Chicago Board Options Exchange, Incorporated for review of the staff's action in approving by delegated authority File No. SR-ISE-2009-35² is granted.³

It is ORDERED, pursuant to Rule 431 that any party or other person may file a statement in support of or in opposition to the action made by delegated authority on or before December 3, 2009.

By the Commission.

Elizabeth M. Murphy
Secretary

¹ 17 CFR 201.431.

² See Securities Exchange Act Release No. 60584 (Aug. 28, 2009), 74 FR 45663 (Sept. 3, 2009).

³ The Commission has this day issued a separate order denying a motion submitted by the International Securities Exchange, LLC requesting that the Commission lift the automatic stay of the delegated approval of SR-ISE-2009-35 triggered by CBOE's Petition for Review pursuant to Rule 431(e) of the Rules of Practice.