

6600 SEARS TOWER
CHICAGO, ILLINOIS 60606
t 312.258.5500
f 312.258.5600
www.schiffhardin.com

Paul E. Dengel
312-258-5614
pdengel@schiffhardin.com

September 4, 2009

VIA FACSIMILE 202-772-9324
AND FEDERAL EXPRESS

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

Re: RE: SR-ISE-2009-35, Securities Exchange Act Release No. 60584
Notice of Intention to Petition for Review

Dear Ms. Murphy:

As counsel for Chicago Board Option Exchange, Incorporated ("CBOE"), we submit this letter, pursuant to Rule 430(b)(1) of the Securities and Exchange Commission's ("SEC" or "Commission") Rules of Practice, as written notice of CBOE's intention to petition for review of the approval of International Securities Exchange rule change filing SR-ISE-2009-35 (Securities Exchange Act Release No. 60584). The action approving the rule change filing was made for the Commission by the Division of Trading and Markets pursuant to delegated authority (17 CFR 200.30-3(a)(12)) on August 28, 2009 (see <http://www.sec.gov/rules/sro/ise/2009/34-60584.pdf>). CBOE intends to separately file 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 at:

Paul E. Dengel
Schiff Hardin LLP
233 S. Wacker Drive, Suite 6600
Chicago, IL 60606
(312) 258-5614 (phone)
(312) 258-5600 (fax)
pdengel@schiffhardin.com

Sincerely,

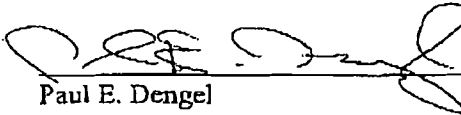
Paul E. Dengel
Counsel for Chicago Board Options
Exchange, Incorporated

PED:mcb
CHICAGO | WASHINGTON | NEW YORK | LAKE FOREST | ATLANTA | SAN FRANCISCO | BOSTON

CERTIFICATE OF SERVICE

I, Paul E. Dengel, counsel for Chicago Board Options Exchange, Incorporated, hereby certify that on September 4, 2009, I served copies of the attached Notice of Intention to Petition for Review of SR-ISE-2009-35 (Securities Exchange Act Release No. 60584) on Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, by way of facsimile telephone number 202-772-9324, and that the original was sent that day by Federal Express to 100 F Street, NE, Washington, D.C. 20549-1090

9/11/2009



Paul E. Dengel
Counsel for Chicago Board Options
Exchange, Incorporated