

**EXHIBIT 5 TO SR-CBOE-2013-039**

(additions are underlined; deletions are [bracketed]  
Only those fees that are affected are shown)

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**MARKET DATA EXPRESS, LLC (MDX)  
CBOE STREAMING MARKETS  
FEE SCHEDULE**

**I. The fees for Data are as follows:**

**BBO DATA FEED:**

	<b>[Direct Connect] <u>Data Fee</u><sup>[1]</sup> [(per connection] per month)</b>	<b>[Per User Fee]<sup>2]</sup> [(per month)]</b>
<b>CBSX</b>	\$500	[\$25.00]

**II. Definitions:**

1. [ Direct Connect]Data Fee. The [direct connect] data fee is payable by a “Customer”. A “Customer” is any entity that receives the BBO Data Feed directly from MDX’s system or through a connection to MDX provided by an approved redistributor (i.e., a market data vendor or an extranet service provider) and then distributes it [either] internally and/or externally [to Subscribers. A “Subscriber” is a person (other than an employee of a Customer) that receives the BBO Data Feed from a Customer for its own internal use]. MDX will invoice for this fee on a calendar month basis. MDX will not charge the data fee for any calendar month in which Customer commences receipt of the Data after the 15<sup>th</sup> day of the month or discontinues receipt of the Data before the 15<sup>th</sup> day of the month.

[2. Per User Fee. The per user fee is payable by a Customer. A Customer may determine total per user fees for receipt by each of its Subscribers, by counting either “Authorized Users” or “Devices.” An “Authorized User” is an individual user (an individual human being) who is uniquely identified (by user ID and confidential password or other unambiguous method reasonably acceptable to MDX) and authorized by a Customer to access the BBO Data Feed supplied by the Customer. A “Device” is any computer, workstation or other item of equipment, fixed or portable, that receives, accesses and/or displays data in visual, audible or other form.]

2. Late Payments. If any amount due from Customer to MDX pursuant to this Agreement has not been paid by the 30th day after such amount is due, MDX may impose a late payment charge for each day from and after the due date that the amount remains unpaid. The late payment charge shall be at an annual rate that does not exceed the lesser of (i) the commercial prime rate of interest as last published in The Wall Street Journal prior to the date such charge is computed plus three percent, or (ii) the maximum rate of interest permitted by applicable law.