

EXHIBIT 5

Additions are underlined; deleted text is [in brackets]

RULES OF THE CHICAGO STOCK EXCHANGE, INC.

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ARTICLE 3. Participants and Participant Firms

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Rule 21. Mandatory Participation Testing of Backup Systems

(a) Pursuant to Regulation SCI and with respect to the Exchange's business continuity and disaster recovery plans, including its backup systems, the Exchange is required to establish standards for the designation of Participants that the Exchange reasonably determines are, taken as a whole, the minimum necessary for the maintenance of fair and orderly markets in the event of the activation of such plans. The Exchange has established standards and will designate Participants according to those standards as set forth below. All Participants are permitted to connect to the Exchange's backup systems and to participate in testing of such systems.

(b) Certain Participants are required to connect to the Exchange's backup systems and participate in functional and performance testing as announced by the Exchange, which shall occur at least once every 12 months. The following Participants must participate in mandatory testing of the Exchange's backup systems:

(1) Participants that have been determined by the Exchange to contribute a meaningful percentage of the Exchange's overall trades or volume.

• • • Interpretations and Policies

.01 For purposes of identifying Participants that account for a meaningful percentage of the Exchange's overall trades or volume, the Exchange will measure trades and volume executed on the Exchange on a quarterly basis. The percentage of trades and volume that the Exchange considers to be meaningful for purposes of this Interpretation and Policy .01 will be determined by the Exchange and will be published in a circular distributed to Participants. The Exchange will also individually notify all Participants quarterly that are subject to paragraph (b) based on the prior calendar quarter's trades or volume. If a Participant has not previously been subject to the requirements of paragraph (b), such Participant will have until the next calendar quarter before such requirements are applicable.

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