

Exhibit 5

Text of the Proposed Rule Change

Underlining indicates additions; [brackets] indicate deletions.

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Rule 803. Obligations of Market Makers

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Supplementary Material to Rule 803

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.03 Any Member that is approved to act in the capacity of a Primary Market Maker or an “Alternative Primary Market Maker” may voluntarily act as a “Back-Up Primary Market Maker” in options series in which it is quoting as a Competitive Market Maker.

(a) A Back-Up Primary Market Maker assumes all of the responsibilities and privileges of a Primary Market Maker under the Rules with respect to any series in which the appointed Primary Market Maker fails to have a quote in the System[.] except that a Back-Up Primary Market Maker’s quoting obligations are the same as the quoting obligations for Competitive Market Makers as described in Rule 804(e)(2)(iii) and .02 of Supplementary Material to Rule 804.

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