EXHIBIT 5

The text of the proposed rule change is set forth below. Proposed additions are underlined; proposed deletions are in brackets.

7018. Nasdaq Market Center Order Execution and Routing

- (a) The following charges shall apply to the use of the order execution and routing services of the Nasdaq Market Center by members for all securities priced at \$1 or more that it trades. For purposes of determining a member's shares of liquidity routed, TFTY, MOPP, SAVE, SOLV, CART, and directed orders are not counted.
- (1) Fees for Execution and Routing of Orders in Nasdaq-Listed Securities

Charge to enter SAVE or SOLV order that executes in the Nasdaq Market Center:

Charge to enter other orders that execute in the Nasdaq Market Center:

Charge to member entering STGY, SCAN, SKNY, or SKIP order that executes in a venue other than the Nasdaq Market Center and charge to member entering a LIST order that executes in a venue other than the Nasdaq Market Center, but not in an opening, re-opening, or closing process:

Charge or credit to member entering TFTY, MOPP, SAVE, SOLV, CART, or directed order that executes in a venue other than the Nasdaq Market Center:

\$0.0027 per share executed

\$0.0030 per share executed

\$0.0030 per share executed

Credit of \$0.0005 per share executed for directed orders sent to NASDAQ OMX BX Charge of \$0.0027 per share executed for directed orders sent to NASDAQ OMX PSX Charge of \$0.0035 per share executed for other directed orders For TFTY, SOLV, CART, or SAVE orders that execute at NASDAQ OMX BX or NASDAQ OMX PSX, Nasdaq will pass through all fees assessed and rebates offered by NASDAQ OMX BX or NASDAQ OMX PSX as applicable Charge of \$0.0026 per share executed for SAVE or SOLV orders that execute at venues other

than NASDAQ OMX BX or

NASDAQ OMX PSX Charge of \$0.0035 per share executed for a MOPP order Charge of \$0.0005 per share executed for TFTY orders that execute on venues other than NASDAQ OMX BX or NASDAQ **OMX PSX**

Credit to member for quotes/orders that provide liquidity [with an average daily volume through the Nasdaq Market Center in all securities during the month of]:

[more than 95 million] member with shares of liquidity provided in all securities through one of its Nasdag Market Center market participant identifiers (MPIDs)[, if] that represent more than 0.90% of the [average] total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities [is more than 10 billion shares per day] during the month:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.00295 per share executed for other quotes/orders

[more than 85 million shares of liquidity provided through one of its MPIDs, if average total consolidated volume reported to \$0.00295 per share executed for all consolidated transaction reporting plans by all exchanges and trade reporting facilities is between 9,000,000,001 and 10 billion shares per day during the month]

[\$0.0015 per share executed for quotes/orders that are not displayed other quotes/orders]

[more than 75 million shares of liquidity provided through one of its MPIDs, if average total consolidated volume reported to \$0.00295 per share executed for all consolidated transaction reporting plans by all exchanges and trade reporting facilities is between 8,000,000,001 and 9 billion shares per day during the month]

[\$0.0015 per share executed for quotes/orders that are not displayed other quotes/orders]

[more than 65 million shares of liquidity provided through one of its MPIDs, if average total consolidated volume reported to \$0.00295 per share executed for all consolidated transaction reporting plans by all exchanges and trade reporting facilities is 8 billion or fewer shares per day during the month]

[\$0.0015 per share executed for quotes/orders that are not displayed other quotes/orders]

[more than 35 million] member with shares of liquidity provided in all securities through quotes/orders that are not displayed one or more of its Nasdaq Market Center MPIDs that represent more than 0.45% of the other quotes/orders total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month:

\$0.0015 per share executed for \$0.0029 per share executed for

member with an average daily volume in all securities of more than 25 million shares of liquidity provided through one or more of its Nasdaq Market Center MPIDs during the month:

\$0.0010 per share executed for quotes/orders that are not displayed \$0.0027 per share executed for other quotes/orders

[more than 20 million] member with shares of liquidity provided in all securities through one or more of its Nasdaq Market Center MPIDs that represent more than 0.30% of the other quotes/orders total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, including [a daily average of more than 8 million] shares of liquidity provided with respect to securities that are listed on exchanges other than NASDAQ or NYSE that represent more than 0.10% of such total consolidated volume:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for

member with an average daily volume in all securities of more than 20 million shares of liquidity provided through one or more of its Nasdaq Market Center MPIDs[, but a daily average of 8 million or fewer shares of liquidity provided with respect to securities that are listed on exchanges other than NASDAQ or NYSE]:

\$0.001 per share executed for quotes/orders that are not displayed \$0.0025 per share executed for other quotes/orders

member with shares of liquidity accessed in all securities through one or more of its Nasdaq Market Center MPIDs that represent more than 0.65% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month; provided that the member also provides a daily average of at least 2 million shares of liquidity in all securities through one or more of its Nasdaq Market Center

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for other quotes/orders

MPIDs during the month:

member with shares of liquidity accessed in all securities through one or more of its Nasdaq Market Center MPIDs representing more than 0.45% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month; provided that the member also provides a daily average of at least 2 million shares of liquidity in all securities through one or more of its Nasdaq Market Center MPIDs during the month:

\$0.0010 per share executed for quotes/orders that are not displayed \$0.0025 per share executed for other quotes/orders

member with (i) shares of liquidity provided in all securities during the month representing more than 0.10% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdaq Market Center MPIDs, and (ii) an average daily volume during the month of more than 115,000 contracts of liquidity accessed or provided through one or more of its Nasdaq Options Market MPIDs:

\$0.0010 per share executed for quotes/orders that are not displayed \$0.0025 per share executed for other quotes/orders

[Credit to] member with (i) [an average daily \$0.0015 per share executed for volume during the month of more than 10 million] shares of liquidity provided [through \$0.0029 per share executed for the Nasdaq Market Center] in all securities during the month representing more than 0.15% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdaq Market Center MPIDs, and (ii) an average daily volume during the month of more than [130,000] 115,000 contracts of liquidity accessed or provided through [the Nasdaq Options Market, through] one or more of its Nasdaq

quotes/orders that are not displayed other quotes/orders

[Credit to] member with (i) shares of liquidity provided [through the Nasdaq Market Center] in all securities during the

Options Market MPIDs:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.00295 per share executed for

month representing more than [equal to 1]0.90% [or more] of the [average] total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdag Market Center MPIDs, and (ii) an average daily volume during the month of more than 300,000 contracts of liquidity accessed or provided through [the Nasdag Options Market, through] one or more of its Nasdaq Options Market MPIDs:

other quotes/orders

Credit to other members:

\$0.001 per share executed for quotes/orders that are not displayed \$0.0020 per share executed for other quotes/orders

LIST order that executes in Nasdaq's closing process:

Applicable charges as provided in Rule 7018(d)

LIST order that executes in Nasdaq's opening Applicable charges as provided in process:

Rule 7018(e)

LIST order that executes in Nasdaq's halt

Applicable charges as provided in

cross process:

Rule 7018(f)

(2) Fees for Execution and Routing of Securities Listed on NYSE

Charge to enter SAVE or SOLV order that executes in the Nasdaq Market Center:

\$0.0027 per share executed

Charge to enter other orders that execute \$0.0030 per share executed in the Nasdaq Market Center:

Charge to member entering DOTI, STGY, SCAN, SKNY, or SKIP order that executes in a venue other than the Nasdaq Market Center, and charge to member entering a LIST order that executes in a venue other than the Nasdaq Market Center, but not in an opening, closing, or reopening process:

For DOTI orders that execute in NASDAQ OMX BX, NASDAQ will pass-through all fees assessed and rebates offered by NASDAQ OMX BX \$0.0015 credit for orders that add liquidity at the NYSE after routing \$0.0023 fee per share executed for other orders executed at NYSE

\$0.0030 fee per share executed for other orders

Charge or credit to member entering TFTY, MOPP, SAVE, SOLV, CART, or directed order that executes in a venue other than the Nasdaq Market Center:

Credit of \$0.0005 per share executed for directed orders sent to NASDAQ OMX BX

Charge of \$0.0027 per share executed for directed orders sent to NASDAQ

OMX PSX

For directed orders designated as Intermarket Sweep Orders that execute: (i) at venues other than NYSE, NASDAQ OMX BX, or NASDAQ OMX PSX, charge of \$0.0035 per share executed, or (ii) at NYSE, charge of \$0.0025 per share executed For other directed orders that execute at NYSE: (i) charge of \$0.0024 per share executed for members with an average daily volume through the Nasdaq Market Center in all securities during the month of more than 35 million shares of liquidity provided through one or more of its MPIDs, or (ii) charge of \$0.0025 per share executed for other members

For other directed orders, charge of \$0.0035 per share executed For TFTY, SOLV, CART, or SAVE orders that execute at NASDAQ OMX BX or NASDAQ OMX PSX, Nasdaq will pass through all fees assessed and rebates offered by NASDAQ OMX BX or NASDAQ OMX PSX, as applicable For a MOPP order: charge of \$0.0035 per share executed at venues other than NYSE; or charge of \$0.0025 per share executed at NYSE

For TFTY orders that execute: (i) at venues other than NYSE, NASDAQ OMX BX or NASDAQ OMX PSX, charge of \$0.0005 per share executed; or (ii) at the NYSE, charge of \$0.0022 per share executed

For SAVE or SOLV orders that execute: (i) at venues other than NYSE, NASDAQ OMX BX, or NASDAQ OMX PSX, charge of \$0.0026 per share executed, or (ii) at NYSE, charge of \$0.0022 per share executed

Credit to member <u>for quotes/orders that</u> <u>provide liquidity</u> [with an average daily volume through the Nasdaq Market Center in all securities during the month

of]:

[more than 95 million] member with shares of liquidity provided in all securities through one of its Nasdaq Market Center MPIDs[, if] that represent quotes/orders more than 0.90% of the [average] total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities [is more than 10 billion shares per day] during the month:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.00295 per share executed for other

[more than 85 million shares of liquidity [\$0.0015 per share executed for provided through one of its MPIDs, if average total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities is between 9,000,000,001 and 10 billion shares per day during the month]

quotes/orders that are not displayed \$0.00295 per share executed for other quotes/orders]

[more than 75 million shares of liquidity [\$0.0015 per share executed for provided through one of its MPIDs, if average total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities is between 8,000,000,001 and 9 billion shares per day during the month]

quotes/orders that are not displayed \$0.00295 per share executed for other quotes/orders]

[more than 65 million shares of liquidity [\$0.0015 per share executed for provided through one of its MPIDs, if average total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities is 8 billion or fewer shares per day during the month]

quotes/orders that are not displayed \$0.00295 per share executed for other quotes/orders]

[more than 35 million] member with shares of liquidity provided in all securities through one or more of its Nasdaq Market Center MPIDs that represent more than 0.45% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for other quotes/orders

member with an average daily volume in \$0.0010 per share executed for all securities of more than 25 million shares of liquidity provided through one \$0.0027 per share executed for other or more of its Nasdaq Market Center MPIDs during the month:

quotes/orders that are not displayed quotes/orders

[more than 20 million] member with shares of liquidity provided in all securities through one or more of its Nasdaq Market Center MPIDs that represent more than 0.30% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, including [a daily average of more than 8 million] shares of liquidity provided with respect to securities that are listed on exchanges other than NASDAQ or NYSE that represent more than 0.10% of such total consolidated volume:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for other quotes/orders

member with an average daily volume in \$0.001 per share executed for all securities of more than 20 million shares of liquidity provided through one \$0.0025 per share executed for other or more of its Nasdaq Market Center MPIDs[, but a daily average of 8 million or fewer shares of liquidity provided with respect to securities that are listed on exchanges other than NASDAQ or NYSE]:

quotes/orders that are not displayed quotes/orders

member with shares of liquidity accessed in all securities through one or more of its Nasdaq Market Center MPIDs that represent more than 0.65% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month; provided that the member also provides a daily average of at least 2 million shares of liquidity in all securities through one or more of its Nasdaq Market Center MPIDs during the month:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for other quotes/orders

member with shares of liquidity accessed in all securities through one or quotes/orders that are not displayed

\$0.0010 per share executed for

more of its Nasdaq Market Center MPIDs representing more than 0.45% of quotes/orders the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month; provided that the member also provides a daily average of at least 2 million shares of liquidity in all securities through one or more of its Nasdag

Market Center MPIDs during the month:

member with (i) shares of liquidity provided in all securities during the month representing more than 0.10% of \$0.0025 per share executed for other the total consolidated volume reported to quotes/orders all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdaq Market Center MPIDs, and (ii) an average daily volume during the month of more than 115,000 contracts of liquidity accessed or provided through one or more of its Nasdaq Options Market MPIDs:

[Credit to] member with (i) [an average daily volume during the month of more than 10 million] shares of liquidity provided [through the Nasdaq Market Center] in all securities during the month representing more than 0.15% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdaq Market Center MPIDs, and (ii) an average daily volume during the month of more than [130,000] 115,000 contracts of liquidity accessed or provided through [the Nasdaq Options Market, through] one or more of its Nasdaq Options Market MPIDs:

\$0.0025 per share executed for other

\$0.0010 per share executed for quotes/orders that are not displayed

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for other quotes/orders

[Credit to] member with (i) shares of liquidity provided [through the Nasdaq Market Center] in all securities during the month representing more than [equal quotes/orders to 1]0.90% [or more] of the [average] total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdaq Market Center MPIDs, and (ii) an average daily volume during the month of more than 300,000 contracts of liquidity accessed or provided through [the Nasdaq Options Market, through] one or more of its Nasdaq Options Market MPIDs:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.00295 per share executed for other

Credit to other members:

\$0.001 per share executed for quotes/orders that are not displayed \$0.0020 per share executed for other quotes/orders

Order that is routed to NYSE and then routed to another venue for execution:

NASDAQ will pass-through any routing fees charged to NASDAQ by NYSE

DOT or LIST Order that executes in the \$0.00085 per share executed NYSE closing process:

DOT or LIST Order that executes in the \$0.0005 per share executed, but not to NYSE opening process or reopening process:

exceed \$10,000 per month per member

Per order charge for round lot or mixed lot DOTI orders:

\$0.01 fee per DOTI Order when during a month: (i) a market participant sends an average of more than 10,000 DOTI Orders per day through one or more of its MPIDs: and (ii) the ratio of DOTI Orders to executions exceeds 300 to 1. The fee will apply to each DOTI Order that exceeds the 300 to 1 ratio. In calculating daily average DOTI Orders, Nasdaq will exclude the day with the highest ratio of DOTI Orders to executions.

(3) Fees for Execution and Routing of Orders in Securities Listed on Exchanges other than **Nasdag and NYSE**

Charge to member entering SAVE or SOLV order that executes in the Nasdaq Market Center:

Charge to enter other orders that execute in the Nasdaq Market Center:

Charge to member entering DOTI, STGY, SCAN, SKNY, or SKIP order that executes in a venue other than the Nasdaq Market Center, and charge to member entering a LIST order that executes in a venue other than the Nasdaq Market Center, but not in an For other orders, \$0.0030 per share opening, closing or re-opening process:

Charge or credit to member entering TFTY, MOPP, SAVE, SOLV, CART, or directed order that executes in a venue other than the Nasdaq Market Center:

\$0.0027 per share executed

\$0.0030 per share executed

For DOTI orders that execute in NASDAQ OMX BX, Nasdaq will pass through all fees assessed and rebates offered by NASDAQ OMX

executed

Credit of \$0.0005 per share executed for directed orders sent to NASDAO OMX BX Charge of \$0.0027 per share executed for directed orders sent to NASDAO OMX PSX Charge of \$0.0035 per share executed for other directed orders For TFYY, SOLV, CART, or SAVE orders that execute at NASDAO OMX BX or NASDAO OMX PSX, Nasdaq will pass through all fees assessed and rebates offered by NASDAQ OMX BX or NASDAQ OMX PSX, as applicable Charge of \$0.0026 per share executed for SAVE or SOLV orders that execute at venues other than NASDAQ OMX BX or NASDAO OMX PSX Charge of \$0.0035 per share executed for a MOPP order Charge of \$0.0005 per share executed for TFTY orders that execute in venues other than NASDAQ OMX BX or NASDAQ

Credit to member for quotes/orders that provide liquidity [with an average daily volume through the Nasdaq Market Center in all securities during the month of]:

[more than 95 million] member with shares

\$0.0015 per share executed for

OMX PSX

of liquidity provided in all securities through quotes/orders that are not displayed one of its Nasdaq Market Center MPIDs[, if] that represent more than 0.90% of the [average] total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities [is more than 10 billion shares per day] during the month:

\$0.00295 per share executed for other quotes/orders

[more than 85 million shares of liquidity provided through one of its MPIDs, if average total consolidated volume reported to \$0.00295 per share executed for all consolidated transaction reporting plans by all exchanges and trade reporting facilities is between 9,000,000,001 and 10 billion shares per day during the month]

[\$0.0015 per share executed for quotes/orders that are not displayed other quotes/orders]

[more than 75 million shares of liquidity provided through one of its MPIDs, if average total consolidated volume reported to \$0.00295 per share executed for all consolidated transaction reporting plans by all exchanges and trade reporting facilities is between 8,000,000,001 and 9 billion shares per day during the month]

[\$0.0015 per share executed for quotes/orders that are not displayed other quotes/orders]

[more than 65 million shares of liquidity provided through one of its MPIDs, if average total consolidated volume reported to \$0.00295 per share executed for all consolidated transaction reporting plans by all exchanges and trade reporting facilities is 8 billion or fewer shares per day during the month]

[\$0.0015 per share executed for quotes/orders that are not displayed other quotes/orders]

[more than 35 million] member with shares of liquidity provided in all securities through one or more of its Nasdaq Market Center MPIDs that represent more than 0.45% of the other quotes/orders total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for

member with an average daily volume in all securities of more than 25 million shares of liquidity provided through one or more of its Nasdaq Market Center MPIDs during the month:

\$0.0010 per share executed for quotes/orders that are not displayed \$0.0027 per share executed for other quotes/orders

[more than 20 million] member with shares of liquidity provided in all securities through one or more of its Nasdaq Market Center

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for

MPIDs that represent more than 0.30% of the other quotes/orders total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, including [a daily average of more than 8 million] shares of liquidity provided with respect to securities that are listed on exchanges other than NASDAQ or NYSE that represent more than 0.10% of such total consolidated volume:

member with an average daily volume in all securities of more than 20 million shares of liquidity provided through one or more of its Nasdaq Market Center MPIDs[, but a daily average of 8 million or fewer shares of liquidity provided with respect to securities that are listed on exchanges other than NASDAQ or NYSE]:

member with shares of liquidity accessed in all securities through one or more of its

Nasdaq Market Center MPIDs that represent more than 0.65% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month; provided that the member also provides a daily average of at least 2 million shares of liquidity in all securities through one or more of its Nasdaq Market Center MPIDs during the month:

member with shares of liquidity accessed in all securities through one or more of its

Nasdaq Market Center MPIDs representing more than 0.45% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month; provided that the member also provides a daily average of at least 2 million shares of liquidity in all securities through one or more of its Nasdaq Market Center MPIDs during the month:

member with (i) shares of liquidity provided in all securities during the month representing more than 0.10% of the total

\$0.001 per share executed for quotes/orders that are not displayed \$0.0025 per share executed for other quotes/orders

\$0.0015 per share executed for quotes/orders that are not displayed \$0.0029 per share executed for other quotes/orders

\$0.0010 per share executed for quotes/orders that are not displayed \$0.0025 per share executed for other quotes/orders

\$0.0010 per share executed for quotes/orders that are not displayed \$0.0025 per share executed for

consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdaq Market Center MPIDs, and (ii) an average daily volume during the month of more than 115,000 contracts of liquidity accessed or provided through one or more of its Nasdaq Options Market MPIDs:

quotes/orders that are not displayed other quotes/orders

other quotes/orders

[Credit to] member with (i) [an average daily \$0.0015 per share executed for volume during the month of more than 10 million] shares of liquidity provided [through \$0.0029 per share executed for the Nasdag Market Center] in all securities during the month representing more than 0.15% of the total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdaq Market Center MPIDs, and (ii) an average daily volume during the month of more than [130,000] 115,000 contracts of liquidity accessed or provided through [the Nasdaq Options Market, through] one or more of its Nasdaq **Options Market MPIDs:**

[Credit to] member with (i) shares of liquidity provided [through the Nasdaq Market Center] in all securities during the month representing more than [equal to 1]0.90% [or more] of the [average] total consolidated volume reported to all consolidated transaction reporting plans by all exchanges and trade reporting facilities during the month, through one or more of its Nasdag Market Center MPIDs, and (ii) an average daily volume during the month of more than 300,000 contracts of liquidity accessed or provided through [the Nasdaq Options Market, through] one or more of its Nasdaq Options Market MPIDs:

\$0.0015 per share executed for quotes/orders that are not displayed \$0.00295 per share executed for other quotes/orders

Credit to other members:

\$0.001 per share executed for quotes/orders that are not displayed \$0.0020 per share executed for other quotes/orders

Order that is routed to NYSEAmex or

NASDAQ will pass-through any

NYSEArca and then routed to another venue routing fees charged to NASDAQ

for execution:

by NYSEAmex or NYSEArca, as

applicable

LIST order that executes in an exchange's closing process:

\$0.001 per share executed in the NYSEArca closing process

\$0.00085 per share executed in the

NYSEAmex closing process

LIST order that executes in an exchange's opening process:

\$0.0005 per share executed in the NYSEArca opening process; provided, however, that total charges for all LIST orders that execute in the NYSEArca opening process shall not exceed \$10,000

per month

\$0.0005 per share executed in the NYSEAmex opening process

LIST order that executes in an exchange's re-\$0.001 per share executed in the opening process:

NYSEArca re-opening process \$0.0005 per share executed in the NYSEAmex re-opening process

(b) - (i) No change.

- (j) For purposes of determining [a member's] average daily volume and total consolidated volume under [for] this rule, any day that the market is not open for the entire trading day will be excluded from such calculation.
- (k) No change.