

Additions underlined
Deletions [bracketed]

Rules of NYSE American LLC

Office Rules

Rule 476A. Imposition of Fines for Minor Violation(s) of Rules

••• *Supplementary Material:* -----

Part 1C: List of Options Rule Violations and Fines Applicable Thereto

(ii) Minor Rule Plan: Record Keeping and Other Minor Rule Violations

- (7) Failure to comply with the Supervision requirements set forth in Rule 320, including but not limited to, an ATP Holder's failure to:
 - (a) supervise persons associated with it to assure their compliance with the federal securities laws and the Constitution and Rules of the Exchange (Rule 320(e));
or
 - (b) establish and maintain a system to supervise the activities of its associated persons and the operations of its business that is reasonably designed to ensure compliance with applicable federal securities laws and regulations and [NYSE Arca]Exchange Rules (Rule 320(e)); or
 - (c) establish, maintain, and enforce written proc[ures]edures to supervise the business in which it engages and the activities of its associated persons that are reasonably designed to achieve compliance with applicable federal securities laws and regulations and with the Rules (Rule 320(e)).

Rule 9217. Violations Appropriate for Disposition Under Rule 9216(b)

Any member organization or covered person may be subject to a fine under Rule 9216(b) with respect to any rules listed below. The fine amounts and fine levels set forth below shall apply to the fines imposed.

List of Equities Rule Violations and Fines Applicable Thereto

(a) Trading Rule Violations.

- Short Sale Rules. (Rule 7.16E)
- Failure to maintain continuous, two-sided Q Orders in those securities in which the Market Maker is registered to trade (Rule 7.23E(a)(1)).
- Failure to comply with Authorized Trader requirements. (Rule 7.30E).
- Acting as a Market Maker in a security without being registered as such as required by Rule 7.20E(a).
- Committing any act prohibited by Rule 6.15E.

(b) Record Keeping and Other Minor Rule Violations.

- Failure to comply with the requirements for preventing the misuse of material nonpublic information as set forth in Rule 6.3E and its Commentaries.
- Failure to comply with the books and records requirements of Rule 2.24E.
- Failure to comply with the employee registration or other requirements of Rule 2.21E.

(c) Legacy Minor Rules

- Rule 15 - Equities (Pre-Opening Indications)

- Rule 518 - Equities requirements for clearance and settlement of transactions in Nasdaq Securities.

(d) Fine Schedule

The following fine schedule sets forth the amount of the fine(s) to be imposed. Except as noted below, the amount of the fine(s) shall be imposed at the First Level pursuant to the

chart below. If another Minor Rule Plan Fine has been issued to the same member organization or covered person for the same or similar conduct violating the same rule (regardless of when paid) within 24 months from the date of occurrence of the violation(s) set forth in the current Notice of Minor Rule Plan Fine, then the fine(s) shall be imposed at the Second Level. If two or more separate Notices of Minor Rule Plan Fine have previously been issued to the same member organization or covered person for the same or similar conduct violating the same rule within 24 months from the date of occurrence of the violation(s) set forth in the current Notice of Minor Rule Plan Fine, then the fine(s) shall be imposed at the Third Level.

These fines are intended to apply to minor violations. For more serious violations, other disciplinary action may be sought.

(1) Trading Rule Violations Fine Levels

	<u>Fine Levels</u>		
	<u>1st Level</u>	<u>2nd Level</u>	<u>3rd Level</u>
1. <u>Short Sale Rules. (Rule 7.16E)</u>	<u>\$500.00</u>	<u>\$1,000.00</u>	<u>\$2,500.00</u>
2. <u>Failure to maintain continuous two-sided Q Orders in those securities in which the Market Maker is registered to trade. (Rule 7.23E(a)(1))</u>	<u>\$250.00</u>	<u>\$500.00</u>	<u>\$1,000.00</u>
3. <u>Failure to comply with Authorized Trader requirements. (Rule 7.30E).</u>	<u>\$1,000.00</u>	<u>\$2,500.00</u>	<u>\$3,500.00</u>
4. <u>Acting as a Market Maker in a security without being registered as such as required by Rule 7.20E(a).</u>	<u>\$250.00</u>	<u>\$500.00</u>	<u>\$1,000.00</u>
5. <u>Prearranged Trades. (Rule 6.15E).</u>	<u>\$1,000.00</u>	<u>\$2,500.00</u>	<u>\$3,500.00</u>

(2) Record Keeping and Other Minor Rule Violations Fine Levels

	<u>Fine Levels</u>		
	<u>1st Level</u>	<u>2nd Level</u>	<u>3rd Level</u>
<u>1. Failure to comply with the requirements for preventing the Misuse of Material Nonpublic Information as set forth in Rule 6.3E and its Commentaries</u>	<u>\$2,000.00</u>	<u>\$4,000.00</u>	<u>\$5,000.00</u>
<u>2. Failure to comply with the books and records requirements of Rule 2.24E.</u>	<u>\$2,000.00</u>	<u>\$4,000.00</u>	<u>\$5,000.00</u>
<u>3. Failure to comply with the employee registration or other requirements of Rule 2.21E.¹</u>	<u>\$1,000.00</u>	<u>\$2,500.00</u>	<u>\$3,500.00</u>

(e) Legacy Minor Rules Fine Schedule

Fine Amount	Individual	Member Organization
1st Offense	\$500	\$1,000
2nd Offense*	\$1,000	\$2,500
Subsequent Offenses*	\$2,500	\$5,000

*Within a "rolling" 24 month period from the date of the violation.

List of Options Rule Violations and Fines Applicable Thereto

(ii) Minor Rule Plan: Record Keeping and Other Minor Rule Violations

(1) - (6) No Change

¹ In addition to the specified fines, the Exchange may require the violator to remit all fees that it should have paid to the Exchange pursuant to compliance with Rule 2.21E.

- (7) Failure to comply with the Supervision requirements set forth in Rule 320, including but not limited to, an ATP Holder's failure to:
- (a) supervise persons associated with it to assure their compliance with the federal securities laws and the Constitution and Rules of the Exchange (Rule 320(e));
or
 - (b) establish and maintain a system to supervise the activities of its associated persons and the operations of its business that is reasonably designed to ensure compliance with applicable federal securities laws and regulations and [NYSE Arca]Exchange Rules (Rule 320(e)); or
 - (c) establish, maintain, and enforce written procedures to supervise the business in which it engages and the activities of its associated persons that are reasonably designed to achieve compliance with applicable federal securities laws and regulations and with the Rules (Rule 320(e)).
