

8011-01p
SECURITIES AND EXCHANGE COMMISSION
(Release No. 34-100044; File No. SR-NYSEARCA-2024-23)

May 1, 2024

Self-Regulatory Organizations; NYSE Arca, Inc.; Notice of Withdrawal of a Proposed Rule Change to Modify the NYSE Arca Options Fee Schedule

On February 29, 2024, NYSE Arca, Inc. (“NYSE Arca” or the “Exchange”) filed with the Securities and Exchange Commission (the “Commission”), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the “Act”)¹ and Rule 19b-4 thereunder,² a proposed rule change (File No. SR-NYSEARCA-2024-23) to establish fees relating to OTPs utilized by Floor Market Makers.³ The proposed rule change was immediately effective upon filing with the Commission pursuant to Section 19(b)(3)(A) of the Act.⁴ The proposed rule change was

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ See Securities Exchange Act Release No. 99729 (Mar. 13, 2024), 89 FR 19613 (Mar. 19, 2024) (“Notice”).

⁴ 15 U.S.C. 78s(b)(3)(A). A proposed rule change may take effect upon filing with the Commission if it is designated by the exchange as “establishing or changing a due, fee, or other charge imposed by the self-regulatory organization on any person, whether or not the person is a member of the self-regulatory organization.” 15 U.S.C. 78s(b)(3)(A)(ii).

published for comment in the Federal Register on March 19, 2024.⁵ On April 26, 2024, the Exchange withdrew the proposed rule change (SR-NYSEARCA-2024-23).

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.⁶

Sherry R. Haywood,

Assistant Secretary.

⁵ See Notice, supra note 3.

⁶ 17 CFR 200.30-3(a)(12).