

EXHIBIT 5New language

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Boston Options Exchange Group LLC

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CHAPTER IV. SECURITIES TRADED ON THE BOSTON OPTIONS EXCHANGE FACILITY

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Sec. 6 Series of Options Contracts Open for Trading

(a) After a particular class of options has been approved for listing and trading on BOX, BOXR from time to time may open for trading series of options in that class. Only options contracts in series of options currently open for trading may be purchased or written on BOX. Prior to the opening of trading in a given series, BOXR will fix the expiration month, year and exercise price of that series. For Quarterly Options Series, BOX will fix a specific expiration date and exercise price, as provided in Supplementary Material .04.

(b) Except for Quarterly Options Series, at the commencement of trading on BOX of a particular class of options, BOX usually will open a minimum of three (3) series of options for each expiration month in that class. The exercise price of each series will be fixed at a price per share which is reasonably close to the price per share of the underlying security, with at least one strike price above and one strike price below the price at which the underlying stock is traded in the primary market, at about the time that class of options is first opened for trading on BOX. Exercise-price setting parameters adopted as part of the Options Listing Procedures Plan (“OLPP”) are incorporated herein. A complete copy of the current OLPP may be accessed at:
<http://www.optionsclearing.com>.

(i) Exercise Price Range Limitations - Except as provided in subparagraphs (ii) through (iv) below, if the price of the underlying security is less than or equal to \$20, BOX shall not list new options series with an exercise price more than 100% above or below the price of the underlying security. However, the foregoing restriction shall not prohibit the listing of at least three (3) exercise prices per expiration month in an options class. If the price of the underlying security is greater than \$20, BOX shall not list new options series with

an exercise price more than 50% above or below the price of the underlying security.

The price of the underlying security is measured by: (1) for intra-day add-on series and next-day series additions, the daily high and low of all prices reported by all national securities exchanges; (2) for new expiration months, the daily high and low of all prices reported by all national securities exchanges on the day BOX determines its preliminary notification of new series; and (3) for options series to be added as a result of pre-market trading, the most recent share price reported by all national securities exchanges between 8:45 a.m. and 9:30 a.m. (Eastern Time).

(ii) The series exercise price range limitations contained in subparagraph (i) above shall not apply with regard to the listing of \$1 Strike Prices in options classes participating in the \$1 Strike Price Program. Instead, BOX shall be permitted to list \$1 Strike Prices to the fullest extent as permitted under Supplementary Material .02, below.

(iii) BOX may designate up to five (5) options classes to which the series exercise price range may be up to 100% above and below the price of the underlying security (which underlying security price shall be determined in accordance with subparagraph (i) above). Such designations shall be made on an annual basis and shall not be removed during the calendar year unless the options class is delisted by BOX, in which case BOX may designate another options class to replace the delisted class. If a designated options class is delisted by BOX but continues to trade on at least one options exchange, the options class shall be subject to the limitations on listing new series set forth in subparagraph (i) above unless designated by another exchange.

(iv) If BOX has designated five (5) options classes pursuant to subparagraph (iii) above it may request that one (1) or more additional options classes be excepted from the limitations on listing new series set forth in subparagraph (i) above. The additional options class(es) shall be so designated upon the unanimous consent of all exchanges that trade the options class(es). Additionally, pursuant to the request of BOX, the percentage range for the listing of new series may be increased to more than 100% above and below the price of the underlying security for an options class, by the unanimous consent of all exchanges that trade the designated options class.

Exceptions for an additional class or for an increase of the exercise price range shall apply to all standard expiration months existing at the time of the vote, plus the next standard expiration month to be added, and also to any non-standard expirations that occur prior to the next standard monthly expiration.

(v) The provisions of this subparagraph shall not permit the listing of series that are otherwise prohibited by these Rules or the OLPP. To the extent

these Rules permit the listing of new series that are otherwise prohibited by the provisions of the OLPP, the provisions of the OLPP shall govern, unless explicitly stated otherwise.

(vi) BOX may list an options series that is listed by another options exchange, provided that at the time such series was listed by the other options exchange it was not prohibited under the provisions of the OLPP, under the rules of the exchange that initially listed the series or under the BOX Rules.

(c) Additional series of options of the same class may be opened for trading on BOX when BOXR deems it necessary to maintain an orderly market, to meet Customer demand or when the market price of the underlying stock moves more than five strike prices from the initial exercise price or prices. The opening of a new series of options shall not affect the series of options of the same class previously opened. New series of options on an individual stock may be added until the beginning of the month in which the options contract will expire. Due to unusual market conditions, BOXR, in its discretion, may add a new series of options on an individual stock until five (5) business days prior to expiration.

(d) The interval between strike prices of series of options on individual stocks will be:

- i. \$2.50 or greater where the strike price is \$25.00 or less;
- ii. \$5.00 or greater where the strike price is greater than \$25.00; and
- iii. \$10.00 or greater where the strike price is greater than \$200.00.
- iv. The interval between strike prices of series of options on Exchange-Traded Fund Shares approved for options trading pursuant to Section 3(i) of this Chapter IV shall be fixed at a price per share which is reasonably close to the price per share at which the underlying security is traded in the primary market at or about the same time such series of options is first open for trading on BOX, or at such intervals as may have been established on another options exchange prior to the initiation of trading on BOX.

(e) BOXR usually will open four (4) expiration months for each class of options open for trading on BOX: the first two (2) being the two (2) nearest months, regardless of the quarterly cycle on which that class trades; the third and fourth being the next two (2) months of the quarterly cycle previously designated by BOXR for that specific class. For example:

- i. If BOXR listed in late April a new stock option on a January-April-July-October quarterly cycle, BOXR would list the two (2) nearest term months (May and June) and the next two (2) expiration months of the cycle (July and October).
 - ii. When the May series expires, BOXR would add a January series. When the June series expires, BOXR would add an August series as the next nearest month and would not add an April series.
- (f) The interval of strike prices may be \$2.50 in any multiply-traded option class to the extent permitted on BOX by the Securities and Exchange Commission or once another exchange trading that option lists strike prices of \$2.50 on such options class.

Supplementary Material to Section 6

.01 The interval between strike prices of series of options on individual stocks may be \$2.50 or greater where the strike price is \$25 or less, provided however, that BOX may not list \$2.50 intervals below \$50 (e.g. \$12.50, \$17.50) for any class included within the \$1 Strike Price Program, as detailed below in Supplementary Material .02, if the addition of \$2.50 intervals would cause the class to have strike price intervals that are \$0.50 apart. For series of options on Exchange-Traded Fund Shares that satisfy the criteria set forth in Chapter IV, *Securities Traded on the Boston Options Exchange Facility, Section 3, Criteria for Underlying Securities*, Paragraph (i) of these Rules, the interval of strike prices may be \$1 or greater where the strike price is \$200 or less or \$5 or greater where the strike price is over \$200. Exceptions to the strike price intervals above are set forth in Supplementary Materials .02, .03 and .06 below.

.02 The interval between strike prices of series of options on individual stocks may be:

a. \$1.00 or greater ("\$1 Strike Prices") provided the strike price is \$50 or less, but not less than \$1. The listing of \$1 strike prices shall be limited to option classes overlying no more than fifty-five (55) individual stocks (the "\$1 Strike Price Program") as specifically designated by BOX. BOX may list \$1 Strike Prices on any other option classes if those classes are specifically designated by other national securities exchanges that employ a similar \$1 Strike Price Program under their respective rules.

b. To be eligible for inclusion into the \$1 Strike Price Program, an underlying security must close below \$50 in the primary market on the previous trading day. After a security is added to the \$1 Strike Price Program, BOX may list \$1 Strike Prices from \$1 to \$50 that are no more than \$5 from the closing price of the underlying on the preceding day. For example, if the underlying security closes at \$13, BOX may list strike prices from \$8 to \$18. BOX may not list series with \$1 intervals within \$0.50 of an existing \$2.50 strike price (e.g. \$12.50, \$17.50) in the same series, except that strike prices of \$2 and \$3 shall be permitted within \$0.50 of a \$2.50 strike price for classes also selected to participate in

the \$0.50 Strike Program. Additionally, for an option class selected for the \$1 Strike Price Program, BOX may not list \$1 Strike Prices on any series having greater than nine (9) months until expiration.

c. A security shall remain in the \$ 1 Strike Price Program until otherwise designated by BOX.

d. Delisting Policy. For options classes selected to participate in the \$1 Strike Price Program, BOX will, on a monthly basis, review series that were originally listed under the \$1 Strike Price Program with strike prices that are more than \$5 from the current value of an options class and delist those series with no open interest in both the put and the call series having a: (i) strike higher than the highest strike price with open interest in the put and/or call series for a given expiration month; and (ii) strike lower than the lowest strike price with open interest in the put and/or call series for a given expiration month.

If BOX identifies series for delisting pursuant to this policy, BOX shall notify other options exchanges with similar delisting policies regarding eligible series for delisting, and shall work jointly with such other exchanges to develop a uniform list of series to be delisted, so as to ensure uniform series delisting of multiply listed options classes.

Notwithstanding the above delisting policy, BOX may grant Participant requests to add strikes and/or maintain strikes in series of options classes traded pursuant to this \$1 Strike Price Program that are eligible for delisting.

.03 The options exchanges may select up to 200 options classes on individual stocks for which the interval of strike prices will be \$2.50 where the strike price is greater than \$25 but less than \$50 (the "\$2.50 Strike Price Program"). The 200 options classes are selected by the various options exchanges pursuant to any agreement mutually agreed to by the individual exchanges and approved by the Commission. In addition to those options selected by BOX, the strike price interval may be \$2.50 in any multiply-traded option once another exchange trading that option selects such option, as part of this program. BOX and any of the other options exchanges may also list strike prices of \$2.50 on any option class that was selected by the NYSE pursuant to this program. On any option class that has been selected as part of this \$2.50 Strike Price Program, \$2.50 strike prices between \$50 and \$75 may be listed, provided that \$2.50 strike prices between \$50 and \$75 are no more than \$10 from the closing price of the underlying stock in its primary market on the preceding day. For example, if an options class has been selected as part of the \$2.50 Strike Price Program, and the underlying security closes at \$48.50 in its primary market, the Exchange may list the \$52.50 strike price and the \$57.50 strike price on the next business day. If an underlying security closes at \$54.00, the Exchange may list the \$52.50 strike price, the \$57.50 strike price and the \$62.50 strike price on the next business day. The Exchange may list a strike price interval of \$2.50 in any multiply-traded option once an exchange selects an option as part of the \$2.50 Strike Price Program.

.04 Quarterly Options Series Program: BOX may list and trade options series that expire at the close of business on the last business day of a calendar quarter (“Quarterly Options Series”). BOX may list Quarterly Options Series for up to five (5) currently listed options classes that are either index options or options on exchange traded funds (or “Exchange-Traded Fund Shares”) as defined in Section 3 of this Chapter IV. In addition, BOX may also list Quarterly Options Series on any options classes that are selected by other securities exchanges that employ a similar program under their respective rules.

(a) BOX may list series that expire at the end of the next consecutive four (4) calendar quarters, as well as the fourth quarter of the next calendar year. For example, if the Exchange is trading Quarterly Options Series in the month of May 2009, it will list series that expire at the end of the second, third and fourth quarters of 2009, as well as the first and fourth quarters of 2010. Following the second quarter 2009 expiration, the Exchange will add series that expire at the end of the second quarter of 2010.

(b) Quarterly Options Series shall be P.M. settled.

(c) Initial Series. The strike price of each Quarterly Options Series will be fixed at a price per share, with at least two strike prices above and two strike prices below the value of the underlying security at about the time that a Quarterly Options Series is opened for trading on BOX. BOX shall list strike prices for a Quarterly Options Series that are within \$5 from the closing price of the underlying on the preceding day.

(d) Additional Series. Additional Quarterly Options Series of the same class may be opened for trading on BOX when the Exchange deems it necessary to maintain an orderly market, to meet customer demand or when the market price of the underlying security moves substantially from the initial exercise price or prices. To the extent that any additional strike prices are listed by BOX, such additional strike prices shall be within thirty percent (30%) above or below the closing price of the underlying Exchange Traded Fund Share on the preceding day. The Exchange may also open additional strike prices of Quarterly Options Series in Exchange Traded Fund Share options that are more than 30% above or below the current price of the underlying Exchange Traded Fund Share provided that demonstrated customer interest exists for such series, as expressed by institutional, corporate or individual customers or their brokers. Market makers trading for their own account shall not be considered when determining customer interest under this provision. The opening of new Quarterly Options Series shall not affect the series of options of the same class previously opened. In addition to the initial listed series, the Exchange may list up to sixty (60) additional series per expiration month for each Quarterly Options Series in Exchange Traded Fund Share options.

(e) The interval between strike prices on Quarterly Options Series shall be the same as the interval for strike prices for series in that same options class that expire in accordance with the normal monthly expiration cycle.

(f) Delisting Policy.

(i) With respect to Quarterly Options Series in Exchange Traded Fund Share options added pursuant to the above paragraphs, the Exchange will, on a monthly basis, review series that are outside a range of five (5) strikes above and five (5) strikes below the current price of the underlying Exchange Traded Fund Share, and delist series with no open interest in both the put and the call series having: (1) a strike higher than the highest strike price with open interest in the put and/or call series for a given expiration month; or (2) a strike lower than the lowest strike price with open interest in the put and/or call series for a given expiration month.

(ii) Notwithstanding the above referenced delisting policy, customer requests to add strikes and/or maintain strikes in Quarterly Options Series in Exchange Traded Fund Share options in series eligible for delisting shall be granted.

(iii) In connection with the above referenced delisting policy, if the Exchange identifies series for delisting, the Exchange shall notify other options exchanges with similar delisting policies regarding eligible series for delisting and shall work with such other exchanges to develop a uniform list of series to be delisted, so as to ensure uniform series delisting of multiply listed Quarterly Options Series in Exchange Traded Fund Share options.

(g) During the last quarter of 2008 (and for the new expiration month being added after December Quarterly Option Series expiration), BOX may list up to one hundred (100) additional series per expiration month for each Quarterly Options Series in ETF options.

.05 Notwithstanding any of the Supplementary Material above, the intervals between strike prices for Mini-Nasdaq-100 Index ("MNX" or "Mini-NDX") option series shall be determined in accordance with Section 10(c)(5) of Chapter XIV.

.06 The interval of strike prices of series of options on individual stocks may be \$0.50 or greater beginning at \$1 where the strike price is \$3.50 or less, but only for options classes whose underlying security closed at or below \$3.00 in its primary market on the previous trading day and which have national average daily volume that equals or exceeds 1000 contracts per day as determined by The Options Clearing Corporation during the preceding three calendar months. The listing of \$0.50 strike prices shall be limited to options classes overlying no more than 5 individual stocks (the "\$0.50 Strike Price Program") as specifically designated by BOX. BOX may list \$0.50 strike prices on any other option classes if those classes are specifically designated by other securities exchanges that employ a similar \$0.50 Strike Price Program under their respective rules. A stock shall remain in the \$0.50 Strike Price Program until otherwise designated by BOX.

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Sec. 8 Long-Term Options Contracts

(a) Notwithstanding conflicting language in Section 5 of this Chapter IV (Series of Options Contracts Open for Trading), BOXR may list long-term options contracts (LEAPS®) that expire from twelve (12) to thirty-nine (39) months from the time they are listed. There may be up to six (6) additional expiration months. Strike price interval, bid/ask differential and continuity rules shall not apply to such options series until the time to expiration is less than nine (9) months.

(b) After a new long-term options contract series is listed, such series will be opened for trading either when there is buying or selling interest, or forty (40) minutes prior to the close, whichever occurs first. No quotations will be posted for such options series until they are opened for trading.

(c) With regard to the listing of new January LEAPS series on equity options classes, options on ETFs or options on Trust Issued Receipts ("TIRs"), BOX shall not add new LEAP series on a currently listed and traded options class:

(i) Earlier than September (which is 28 months before the expiration), for an option class on the January expiration cycle;

(ii) Earlier than October (which is 27 months before expiration), for an option class on the February expiration cycle; and

(iii) Earlier than November (which is 26 months before expiration), for an option class on the March expiration cycle.

(d) BOX shall not list new LEAP series on equity options classes, options on ETFs, or options on TIRs in a new expiration year if the national average daily contract volume, excluding LEAP and FLEX series, for that options class during the preceding three (3) calendar months is less than 1,000 contracts, unless the new LEAP series has an expiration year that has already been listed on another exchange for that option class. The preceding volume threshold does not apply during the first six (6) months an equity options class, option on an ETF, or option on a TIR is listed on any exchange.

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