

EXHIBIT 5

Deleted text is [bracketed]. New text is underlined.

Nasdaq ISE, LLC Rules

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Section 1. Imposition of Fines for Minor Rule Violations

(a) *General*. In lieu of commencing a disciplinary proceeding, the Exchange may, subject to the requirements set forth herein, impose a fine, not to exceed \$5,000, on any Member, or person associated with or employed by a Member, with respect to any Rule violation listed in section (b) of this Rule. Any fine imposed pursuant to this Rule that (i) does not exceed \$2,500 and (ii) is not contested, shall be reported on a periodic basis, except as may otherwise be required by Rule 19d-1 under the Exchange Act or by any other regulatory authority. The Exchange is not required to impose a fine pursuant to this Rule with respect to the violation of any Rule included herein, and the Exchange may, whenever it determines that any violation is not minor in nature, proceed under the formal disciplinary process set forth in General 5, Section 3 of the Exchange's Rules, rather than under this Rule.

(b) *Violations Subject to Fines*. The following is a list of the rule violations subject to, and the applicable sanctions that may be imposed by the Exchange pursuant to General 5, Section 3:

(1) – (10) No change.

(11) Failure to comply with the Consolidated Audit Trail Compliance Rule requirements. For failures to comply with the Consolidated Audit Trail Compliance Rule requirements under General 7, the Exchange may impose a minor rule violation fine of up to \$2,500.

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