| OMB APPROVAL | |
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| OMB Number: | 3235-0045 |
| Expires: | August 31, 2011 |
| Estimated average burden hours per response...........38 | |



SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, D.C. 20549
Form 19b-4

File No. SR - 2010 - 05
Amendment No.

Proposed Rule Change by National Stock Exchange

Pursuant to Rule 19b-4 under the Securities Exchange Act of 1934

| Initial | Amendment | Withdrawal | Section 19(b)(2) | Section 19(b)(3)(A) | Section 19(b)(3)(B) |
|---|---|---|---|---|---|
| ☑ | ☐ | ☐ | ☑ | ☐ | ☐ |

Pilot ☑

Extension of Time Period for Commission Action ☐

Date Expires

Rule
☐ 19b-4(f)(1) ☐ 19b-4(f)(4)
☐ 19b-4(f)(2) ☐ 19b-4(f)(5)
☐ 19b-4(f)(3) ☐ 19b-4(f)(6)

Exhibit 2 Sent As Paper Document ☐

Exhibit 3 Sent As Paper Document ☐

**Description**

Provide a brief description of the proposed rule change (limit 250 characters).

The Exchange is proposing to establish trading pauses for individual stocks in conformity with other markets.

**Contact Information**

Provide the name, telephone number and e-mail address of the person on the staff of the self-regulatory organization prepared to respond to questions and comments on the proposed rule change.

First Name: James C.
Last Name: Yong
Title: Chief Regulatory Officer
E-mail: james.yong@nsx.com
Telephone: (312) 786-8893
Fax: (312) 939-7239

**Signature**

Pursuant to the requirements of the Securities Exchange Act of 1934,

has duly caused this filing to be signed on its behalf by the undersigned thereunto duly authorized officer.

Date: 05/18/2010

By: James C. Yong (Name)

Chief Regulatory Officer (Title)

NOTE: Clicking the button at right will digitally sign and lock this form. A digital signature is as legally binding as a physical signature, and once signed, this form cannot be changed.

James C. Yong, james.yong@nsx.com

SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, D.C. 20549

For complete Form 19b-4 instructions please refer to the EFFS website.

| | |
|---|---|
| **Form 19b-4 Information**<br>Add Remove View | The self-regulatory organization must provide all required information, presented in a clear and comprehensible manner, to enable the public to provide meaningful comment on the proposal and for the Commission to determine whether the proposal is consistent with the Act and applicable rules and regulations under the Act. |
| **Exhibit 1 - Notice of Proposed Rule Change**<br>Add Remove View | The Notice section of this Form 19b-4 must comply with the guidelines for publication in the Federal Register as well as any requirements for electronic filing as published by the Commission (if applicable). The Office of the Federal Register (OFR) offers guidance on Federal Register publication requirements in the Federal Register Document Drafting Handbook, October 1998 Revision. For example, all references to the federal securities laws must include the corresponding cite to the United States Code in a footnote. All references to SEC rules must include the corresponding cite to the Code of Federal Regulations in a footnote. All references to Securities Exchange Act Releases must include the release number, release date, Federal Register cite, Federal Register date, and corresponding file number (e.g., SR-[SRO]-xx-xx). A material failure to comply with these guidelines will result in the proposed rule change being deemed not properly filed. See also Rule 0-3 under the Act (17 CFR 240.0-3) |
| **Exhibit 2 - Notices, Written Comments, Transcripts, Other Communications**<br>Add Remove View<br>Exhibit Sent As Paper Document ☐ | Copies of notices, written comments, transcripts, other communications. If such documents cannot be filed electronically in accordance with Instruction F, they shall be filed in accordance with Instruction G. |
| **Exhibit 3 - Form, Report, or Questionnaire**<br>Add Remove View<br>Exhibit Sent As Paper Document ☐ | Copies of any form, report, or questionnaire that the self-regulatory organization proposes to use to help implement or operate the proposed rule change, or that is referred to by the proposed rule change. |
| **Exhibit 4 - Marked Copies**<br>Add Remove View | The full text shall be marked, in any convenient manner, to indicate additions to and deletions from the immediately preceding filing. The purpose of Exhibit 4 is to permit the staff to identify immediately the changes made from the text of the rule with which it has been working. |
| **Exhibit 5 - Proposed Rule Text**<br>Add Remove View | The self-regulatory organization may choose to attach as Exhibit 5 proposed changes to rule text in place of providing it in Item I and which may otherwise be more easily readable if provided separately from Form 19b-4. Exhibit 5 shall be considered part of the proposed rule change. |
| **Partial Amendment**<br>Add Remove View | If the self-regulatory organization is amending only part of the text of a lengthy proposed rule change, it may, with the Commission's permission, file only those portions of the text of the proposed rule change in which changes are being made if the filing (i.e. partial amendment) is clearly understandable on its face. Such partial amendment shall be clearly identified and marked to show deletions and additions. |

1. Text of the Proposed Rule Change

National Stock Exchange, Inc. (“NSX®” or the “Exchange”), proposes to amend NSX Rule 11.20 to provide for a trading pause for individual securities when the price moves 10 percent or more. The text of the proposed rule change is attached as Exhibit 5. A copy of this filing is available on the Exchange’s website at www.nsx.com, at the Exchange’s principal office, and at the Commission’s public reference room.

2. Procedures of the Self-Regulatory Organization

(a) The rule filing was approved by the Exchange’s Board of Directors (“Board”) on May 14, 2010, and by the Regulatory Oversight Committee on May 17, 2010. No further action is required.

(b) Questions and comments regarding the proposed rule change may be directed to James C. Yong, Chief Regulatory Officer of the Exchange, at 312.786.8893.

3. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

(a) Purpose

The Exchange proposes to add NSX Rule 11.20B to provide for a trading pause for individual securities for which the Exchange is the primary listing market if the price of such security moves 10% or more from a sale in a preceding five-minute period. The Exchange is proposing this rule addition in consultation with other listing markets and staff of the Securities and Exchange Commission to provide for uniform market-wide trading pause standards for individual securities in the S&P 500® Index (for which the Exchange is the primary listing market) that experience rapid price movement, as set forth below (“Circuit Breaker Securities”). Consistent with the other markets, the Exchange is proposing that this rule be implemented as a six-month pilot so that all of the markets may assess the effect of this rule proposal on the national market system.

As proposed, Rule 11.20B would enable the Exchange to pause trading in an individual security that is primary listed on the Exchange (a "Listed Circuit Breaker Security") if the price moves by 10% as compared to prices of that security in the preceding five-minute period during a trading day, which period is defined as a "Trading Pause." To enable the market to absorb the opening price of a security and to participate in the close, as proposed, the proposed rule would be in effect from 9:45 a.m. to 3:35 p.m., Eastern time (all times referenced in the Rule have now been converted to reflect Eastern time).

Proposed Rule 11.20B(b) sets forth the re-opening procedures of a Listed Circuit Breaker Security following a Trading Pause. As proposed, the Exchange will re-open trading in the Listed Circuit Breaker Security at the end of the Trading Pause subject to Exchange procedures. As proposed, in the event of a significant imbalance, the Exchange may delay the re-opening of the security past the five-minute Trading Pause period. The Exchange will notify other markets if it cannot reopen because of system changes, thereby enabling other market to resume trading even if the primary listing market has not re-opened.

The 10% or more move in price will be calculated by comparing the last consolidated sale price of a Listed Circuit Breaker Security ("Trigger Trade") to a reference price every second. For purposes of this calculation, the reference price shall be any transaction in that security printed to the Consolidated Tape during a five-minute period before the Trigger Trade. Because the calculation period begins at 9:45 a.m., trades occurring after 9:45 a.m. may be a Trigger Trade, however, the reference price(s) for such Trigger Trades will begin at 9:45 a.m. In such case, in the first five minutes of the calculation period, the reference prices for a Trigger Trade will not be based on five minutes of trading in that security. For example, a trade at 9:45:05 will be compared only to trades between 9:45:00 and 9:45:05. The last potential Trigger Trade will be at 3:35 p.m., so that such Trading Pause will end at 3:40 p.m.

As proposed, only regular way, in-sequence transactions qualify as either a Trigger Trade or a reference price. To ensure that erroneous executions do not trigger a Trading Pause, the Exchange also proposes that it can exclude a transaction price from use as a reference price or Trigger Trade if it concludes that the transaction price resulted from an erroneous trade.

The proposed rule further provides that if a Trading Pause is triggered for a Listed Circuit Breaker Security, the Exchange will immediately notify the single plan processor responsible for consolidation of information for the security.

In addition, proposed Rule 11.20B(f) would allow the Exchange to pause trading in an individual security when the primary listing market for such security issues a trading pause in any Circuit Breaker Security. If, however, trading has not resumed on the primary listing market and ten minutes have passed since the individual security trading pause message has been received from the responsible single plan processor, the Exchange may resume trading in such security.

The proposed rule would apply to trading pauses issued by primary listing markets in “Circuit Breaker Securities”, as defined in proposed Commentary .05. Specifically, on a pilot basis, set to end on December 10, 2010, Circuit Breaker Securities would mean the securities included in the S&P 500® Index. Thus, proposed Rule 11.20B would be in effect only with respect to securities in the S&P 500® Index.

In addition to proposing the addition of new Rule 11.20B, the text of the prior Rule 11.20 would be reformatted to make clear that newly formatted Rule 11.20A applies to market-wide halts whereas proposed new Rule 11.20B applies to individual security pauses. The time periods specified in Rule 11.20A are also revised to make Eastern time the uniform time zone referenced in the rule. Further, the text of Rule

11.20A(d) is proposed to be moved to a new Rule 11.20C to make clear that the NSX book is cleared of all outstanding orders in the context of both individual security pauses and market-wide halts. Similarly, the commentary to Rule 11.20 is proposed to be edited in conformity with the edits proposed elsewhere in the rule. As proposed, nothing in the rule would be construed to affect or limit in any way the ability of the Exchange to halt or suspend trading n one or more securities pursuant to any other Exchange rule or policy.

(b) Statutory Basis

The statutory basis for the proposed rule change is Section 6(b)(5) of the Securities Exchange Act of 1934 (the "Act"),[1] which requires the rules of an exchange to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system and, in general, to protect investors and the public interest. The proposed rule change also is designed to support the principles of Section 11A(a)(1)[2] of the Act in that it seeks to assure fair competition among brokers and dealers and among exchange markets. The Exchange believes that the proposed rule meets these requirements in that it promotes transparency and uniformity across markets concerning decisions to pause trading in a security when there are significant price movements.

4. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Exchange Act.

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[1] 15 U.S.C. 78f(b)(5).

[2] 15 U.S.C. 78k-1(a)(1).

5. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants or Others

Written comments on the proposed rule change were neither solicited nor received.

6. Extension of Time Period for Commission Action

The Exchange does not consent at this time to an extension of the time period for Commission action.

7. Basis for Summary Effectiveness Pursuant to Section 19(b)(3) or for Accelerated Effectiveness Pursuant to Section 19(b)(2)

The Exchange requests that the Commission approve the proposed rule change on an accelerated basis pursuant to Section 19(b)(2) of the Act so that it may be operative on a pilot basis on June 7, 2010, and be fully rolled out across all eligible securities by June 14, 2010. Because similar rule filings are being proposed by multiple market centers, the Exchange believes that this amendment will increase transparency and uniformity regarding decisions to pause trading and reduce the negative impacts of sudden, unanticipated price movements in individual S&P® 500 securities. In particular, the Exchange is proposing to adopt this rule filing to address the type of sudden price declines that the market experienced on the afternoon of May 6, 2010. As such, the Exchange does not believe that the proposal should be delayed, pending a brief implementation period for the markets, so that it may become operative on June 7, 2010, and fully rolled out across all eligible securities by June 14, 2010.

8. Proposed Rule Change Based on Rules of Another Self-Regulatory Organization or of the Commission

Not applicable.

9. Exhibits

Exhibit 1 - Form of Notice of Proposed Rule Change for Federal Register

Exhibit 5 - Text of the Proposed Rule Change

EXHIBIT 1

SECURITIES AND EXCHANGE COMMISSION

(Release No.____________ ; File No. SR-NSX-2010-05)
Dated:

Self-Regulatory Organizations; National Stock Exchange, Inc.; Notice of Filing and Accelerated Approval of a Proposed Rule Change to Establish a Trading Halt for Individual Stocks Contained In The Standard & Poor's 500 Index That Experience a 10 Percent Price Change of 10% or More During a Five-Minute Period Pursuant to Exchange Rule 11.20.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act")[1] and Rule 19b-4 thereunder,[2] notice is hereby given that on May 18, 2010, National Stock Exchange, Inc. filed with the Securities and Exchange Commission ("Commission") the proposed rule change, as described in Items I, II, and III below, which Items have been prepared by the Exchange. The Commission is publishing this notice to solicit comment on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

National Stock Exchange, Inc. ("NSX®" or the "Exchange") is proposing to establish a trading halt for individual stocks contained in the Standard & Poor's 500 Index ("S&P 500") that experience a price change of 10% or more during a five-minute period.

The text of the proposed rule change is available on the Exchange's website at http://www.nsx.com, at the principal office of the Exchange, and at the Commission's Public Reference Room.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the Exchange included statements concerning the

[1] 15 U.S.C. 78s(b)(1).

[2] 17 CFR 240.19b-4.

purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

Purpose

The Exchange proposes to add NSX Rule 11.20B to provide for a trading pause for individual securities for which the Exchange is the primary listing market if the price of such security moves 10% or more from a sale in a preceding five-minute period. The Exchange is proposing this rule addition in consultation with other listing markets and staff of the Securities and Exchange Commission to provide for uniform market-wide trading pause standards for individual securities in the S&P 500® Index (for which the Exchange is the primary listing market) that experience rapid price movement, as set forth below ("Circuit Breaker Securities"). Consistent with the other markets, the Exchange is proposing that this rule be implemented as a six-month pilot so that all of the markets may assess the effect of this rule proposal on the national market system.

As proposed, Rule 11.20B would enable the Exchange to pause trading in an individual security that is primary listed on the Exchange (a "Listed Circuit Breaker Security") if the price moves by 10% as compared to prices of that security in the preceding five-minute period during a trading day, which period is defined as a "Trading Pause." To enable the market to absorb the opening price of a security and to participate in the close, as proposed, the proposed rule would be in effect from 9:45 a.m. to 3:35 p.m., Eastern time (all times referenced in the Rule have now been converted to reflect Eastern time).

Proposed Rule 11.20B(b) sets forth the re-opening procedures of a Listed Circuit Breaker Security following a Trading Pause. As proposed, the Exchange will re-open trading in the Listed Circuit Breaker Security at the end of the Trading Pause subject to Exchange procedures. As proposed, in the event of a significant imbalance, the Exchange may delay the re-opening of the security past the five-minute Trading Pause period. The Exchange will notify other markets if it cannot reopen because of system changes, thereby enabling other market to resume trading even if the primary listing market has not re-opened.

The 10% or more move in price will be calculated by comparing the last consolidated sale price of a Listed Circuit Breaker Security ("Trigger Trade") to a reference price every second. For purposes of this calculation, the reference price shall be any transaction in that security printed to the Consolidated Tape during a five-minute period before the Trigger Trade. Because the calculation period begins at 9:45 a.m., trades occurring after 9:45 a.m. may be a Trigger Trade, however, the reference price(s) for such Trigger Trades will begin at 9:45 a.m. In such case, in the first five minutes of the calculation period, the reference prices for a Trigger Trade will not be based on five minutes of trading in that security. For example, a trade at 9:45:05 will be compared only to trades between 9:45:00 and 9:45:05. The last potential Trigger Trade will be at 3:35 p.m., so that such Trading Pause will end at 3:40 p.m.

As proposed, only regular way, in-sequence transactions qualify as either a Trigger Trade or a reference price. To ensure that erroneous executions do not trigger a Trading Pause, the Exchange also proposes that it can exclude a transaction price from use as a reference price or Trigger Trade if it concludes that the transaction price resulted from an erroneous trade.

The proposed rule further provides that if a Trading Pause is triggered for a Listed Circuit Breaker Security, the Exchange will immediately notify the single plan processor responsible for consolidation of information for the security.

In addition, proposed Rule 11.20B(f) would allow the Exchange to pause trading in an individual security when the primary listing market for such security issues a trading pause in any Circuit Breaker Security. If, however, trading has not resumed on the primary listing market and ten minutes have passed since the individual security trading pause message has been received from the responsible single plan processor, the Exchange may resume trading in such security.

The proposed rule would apply to trading pauses issued by primary listing markets in "Circuit Breaker Securities", as defined in proposed Commentary .05. Specifically, on a pilot basis, set to end on December 10, 2010, Circuit Breaker Securities would mean the securities included in the S&P 500® Index. Thus, proposed Rule 11.20B would be in effect only with respect to securities in the S&P 500® Index.

In addition to proposing the addition of new Rule 11.20B, the text of the prior Rule 11.20 would be reformatted to make clear that newly formatted Rule 11.20A applies to market-wide halts whereas proposed new Rule 11.20B applies to individual security pauses. The time periods specified in Rule 11.20A are also revised to make Eastern time the uniform time zone referenced in the rule. Further, the text of Rule 11.20A(d) is proposed to be moved to a new Rule 11.20C to make clear that the NSX book is cleared of all outstanding orders in the context of both individual security pauses and market-wide halts. Similarly, the commentary to Rule 11.20 is proposed to be edited in conformity with the edits proposed elsewhere in the rule. As proposed, nothing in the rule would be construed to affect or limit in any way the ability of the Exchange to halt or suspend trading n one or more securities pursuant to any other Exchange rule or policy.

Statutory Basis

The statutory basis for the proposed rule change is Section 6(b)(5) of the Act,[3] which requires the rules of an exchange to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system and, in general, to protect investors and the public interest. The proposed rule change

[3] 15 U.S.C. 78f(b)(5).

also is designed to support the principles of Section 11A(a)(1)[4] of the Act in that it seeks to assure fair competition among brokers and dealers and among exchange markets. The Exchange believes that the proposed rule meets these requirements in that it promotes transparency and uniformity across markets concerning decisions to pause trading in a security when there are significant price movements.

B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Exchange Act.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants or Others

The Exchange has neither solicited nor received written comments on the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 35 days of the date of publication of this notice in the Federal Register or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

A. by order approve such proposed rule change, or

B. institute proceedings to determine whether the proposed rule change should be disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

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[4] 15 U.S.C. 78k-1(a)(1).

Electronic Comments

- Use the Commission's Internet comment form (http://www.sec.gov/rules/sro.shtml); or
- Send an e-mail to rule-comments@sec.gov. Please include File Number SR-NSX-2010-05 on the subject line.

Paper Comments

- Send paper comments in triplicate to Florence E. Harmon, Deputy Secretary, Securities and Exchange Commission, 100 F Street, NE, Washington, D.C. 20549-9303.

All submissions should refer to File No. SR-NSX-2010-05. This file number should be included in the subject line if e-mail is used. To help the Commission process and review comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (http://www.sec.gov/rules/sro.shtml). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Section, 100 F Street, NE, Washington, DC 20549. Copies of such filings will also be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to file number SR-NSX-2010-05 and should be submitted on or before ______________________.

For the Commission by the Division of Trading and Markets, pursuant to the delegated authority.[5]

[5] 17 CFR 200.30-3(a)(12).

Florence E. Harmon
Deputy Secretary

EXHIBIT 5

Proposed new language is underlined; proposed deletions are marked by [brackets].

**Rule 11.20. Trading Halts <u>and Pauses</u>[Due to Extraordinary Market Volatility]**

<u>A.  Trading Halts Marketwide Due to Extraordinary Market Volatility</u>

(a) Trading in stocks will halt on the Exchange and will not reopen for the time periods described in this paragraph (a) if the Dow Jones Industrial Average reaches Level 1 below its closing value on the previous trading day:

(1) before <u>2</u>**[**1**]**:00 p.m. <u>Eastern</u>**[**Central**]** Time, for one hour;

(2) at or after <u>2</u>**[**1**]**:00 p.m. but before <u>2</u>**[**1**]**:30 p.m. <u>Eastern</u>**[**Central**]** Time, for 30 minutes.

If the Dow Jones Industrial Average reaches Level 1 below its closing value on the previous trading day at or after <u>2</u>**[**1**]**:30 p.m. <u>Eastern</u>**[**Central**]** Time, trading will continue through the facilities of the Exchange until the close, unless the Dow Jones Industrial Average reaches Level 2 below its closing value on the previous trading day, at which time trading will be halted for the remainder of the day.

(b) Trading in stocks will halt on the Exchange and will not re-open for the time periods described in this paragraph (b) if the Dow Jones Industrial Average reaches Level 2 below its closing value on the previous trading day:

(1) before <u>1:00 p.m. Eastern</u>**[**12:00 noon Central**]** Time, for two hours;

(2) at or after <u>1 p.m.</u>**[**12:00 noon**]** but before <u>2</u>**[**1**]**:00 p.m. <u>Eastern</u>**[**Central**]** Time, for one hour;

(3) at or after <u>2</u>**[**1**]**:00 p.m. <u>Eastern</u>**[**Central**]** Time, for the remainder of the day.

(c) If the Dow Jones Industrial Average reaches Level 3 below its closing value on the previous trading day, trading in stocks will halt on the Exchange and will not reopen for the remainder of the day.

<u>B. Trading Pauses in Individual Securities Due to Extraordinary Market Volatility</u>

<u>(a) Trading Pause.  Between 9:45 a.m. and 3:35 p.m. Eastern Time, if the price of an exchange-listed Circuit Breaker Security, as defined in Commentary .05 of this Rule, for which the Exchange is the primary listing market (a “Listed Circuit Breaker Security”) moves by 10% or more within a five-minute period (“Threshold Move”), as calculated pursuant to paragraph (c) below, trading in that Listed Circuit Breaker Security shall immediately pause on the Exchange for a period of five minutes (a “Trading Pause”).</u>

(b) Re-opening of Trading following a Trading Pause. At the end of the Trading Pause, the Exchange shall re-open the Listed Circuit Breaker Security in accordance with its procedures. In the event of a significant imbalance at the end of a Trading Pause, the Exchange may delay the re-opening of such Listed Circuit Breaker Security.

(c) Calculation of Threshold Move. The Exchange shall calculate the Threshold Move by comparing the last consolidated sale price of a Listed Circuit Breaker Security ("Trigger Trade") to a reference price every second. The reference price shall be any transaction in that Listed Circuit Breaker Security printed to the Consolidated Tape during a five-minute period before the Trigger Trade, except for Trigger Trades in the first five minutes following 9:45 a.m. Eastern Time, for which reference prices will begin at 9:45 a.m. Eastern Time. Only regular way, in-sequence transactions qualify as either a Trigger Trade or reference price. The Exchange can exclude a transaction price from use as a reference price or Trigger Trade if it concludes that the transaction price resulted from an erroneous trade.

(d) Notification of Trading Pauses. If a Trading Pause in Listed Circuit Breaker Security is triggered under this Rule, the Exchange shall immediately notify the single plan processor responsible for consolidation of information for the Circuit Breaker Security pursuant to Rule 603 of Regulation NMS under the Securities Exchange Act of 1934.

(e) Nothing in this Rule should be construed to limit the ability of the Exchange to otherwise halt or suspend the trading in any securities traded on the Exchange pursuant to any other Exchange rule or policy.

(f) If a primary listing market issues an individual stock trading pause in any of the Circuit Breaker Securities, the Exchange will pause trading in that security until trading has resumed on the primary listing market. If, however, trading has not resumed on the primary listing market and ten minutes have passed since the individual stock trading pause message has been received from the responsible single plan processor, the Exchange may resume trading in such stock.

C. Effect of Halt or Pause. **[**(d)**]**On the occurrence of any trading halt or pause pursuant to this Rule, all outstanding orders in the System will be cancelled.

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*Commentary:*

**.01** With respect to Rule 11.20A, Levels 1, 2 and 3 will be calculated at the beginning of each calendar quarter, using the average closing value of the Dow Jones Industrial Average for the month prior to the beginning of the quarter. Level 1 will be 10% of such average closing value calculation; Level 2 will be 20% of such average closing value calculation; Level 3 will be 30% of such average closing value calculation. Each Level will be rounded to the nearest fifty points. The values of Levels 1, 2 and 3 will remain in effect until the next calculation.

**.02** The restrictions in **[**this**]** Rule 11.20A will apply whenever the Dow Jones Industrial Average reaches the trigger values notwithstanding the fact that at any given time, the calculation of the value of the average may be based on the prices of less than all of the stocks included in the average.

**.03** The reopening of trading following a trading halt under this Rule will be conducted pursuant to procedures adopted by the Exchange and communicated by notice to its ETP Holders.

**.04** Nothing in this Rule should be construed to limit the ability of the Exchange to otherwise halt or suspend the trading in any stock or stocks traded on the Exchange pursuant to any other Exchange Rule or policy.

**.05** The provisions of Rule 11.20B shall be in effect during a pilot set to end on December 10, 2010. During the pilot, the term "Circuit Breaker Securities" shall mean the securities included in the S&P 500® Index.

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