

for the order must be taken to the Floor Broker in the trading crowd immediately after it has been prepared.

(D)—No change.

(6)–(10)—No change.

Commentary

.01–.02—No change.

.03 While on the Trading Floor, clerks *must* [shall] display at all times the badge(s) supplied to them by the Exchange. [Any Market-Maker clerk who writes up an option order on the Options Floor must give his employer a copy of that order before it is delivered; the employer must retain the copy on his person until it is executed.] A clerk receiving a phone order must *immediately record the details of the order into EOC pursuant to Rule 6.67(c)*. [must initial, must mark as opening or closing and must time-stamp the order.]

.04 *For orders excepted from EOC, pursuant to Rule 6.67(d), a Market-Maker clerk who writes up an option order on the Options Floor must give his employer a copy of that order before it is delivered; the employer must retain the copy on his person until it is executed. A clerk receiving a phone order must initial, must mark as opening or closing and must time-stamp the order.*

.05[.04]—No change.

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Fast Markets and Unusual Market Conditions

Rule 6.28(a)—No change.

(b)(1)—No change.

(2) *For orders excepted from EOC, pursuant to Rule 6.67(d), [T]he OBO may temporarily move less active issues to another post if the Book is extremely active. [Books left at the post may be separated and order shoes provided for the most active series to facilitate order flow. A special time stamp will be placed behind the Book to stamp incoming transactions before they go to Price Reporting.]*

(3)–(6)—No change.

(c)–(d)—No change.

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Appointment of Market Makers

Rule 6.35—No change.

Commentary

.01–.03—No change.

.04 For the purposes of this rule, temporarily undertaking the obligations of a Primary Appointment with respect to non-Primary Appointment classes of option contracts at the request of an Options Floor Trading Committee member shall not be deemed trading in non-Primary Appointment classes. In addition, a Market Makers' trades

effected through a floor broker do not count for nor against the Market Maker's 75% requirement, regardless of whether the trades are in issues within or without his Primary Appointment. Also, Market Makers who are solicited on an order on behalf of an account other than that of another Market Maker may accommodate such orders, provided that the orders are clearly announced in the trading crowd as solicited, and such transactions shall not count for nor against the 75% requirement. Such orders [trades] *must* [shall] be designated by the Market Maker with an "S" in the "[o]ptional Data" field [section] of the *electronic order entry screen or, for orders excepted from EOC pursuant to Rule 6.67(d), in the "Optional Data" section of the trade ticket.*

.05—No change.

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"Crossing" Orders and Stock/Option Orders

Rule 6.47(a)—No change.

(b) Crossing of Facilitation Orders. A Floor Broker who holds an order for a public customer of a member organization and a facilitation order may cross such orders provided that he proceeds in the following manner:

(1)—No change.

(2) [The option order tickets for both the [f]Facilitation orders and [the] customer orders *must be entered into EOC and* [display] all of the terms of such orders, including any contingencies involving, and all related transactions in, either options or underlying or related securities, *must be displayed on the electronic order screen. If facilitation orders and customer orders are excepted from EOC, pursuant to Rule 6.67(d), then order tickets must display this same information.* The Floor Broker must disclose all securities that are components of the customer order.

(3)–(6)—No change.

(c)—No change.

(1)–(3)—No change.

(4) "Solicited" *must* [shall] be *entered* [written] in the "Optional Data" field of the *electronic order entry screen or, for orders excepted from EOC pursuant to Rule 6.67(d), written in the "Optional Data" section of the trade ticket.* [area on the order ticket of the solicited order. If the solicited order is for a market maker account, the order ticket shall be personally initialed by the solicited market maker, who must have in his possession a copy of such order ticket at all times such order is active.]

(5)—No change.

(d)–(e)—No change.

(f) Stock/Option Orders. When a stock/option order is taken to a crowd for execution, the stock transaction must be effected prior to the option transaction pursuant to Rule 6.47, Commentary .04. The following procedure applies to all executions of stock/option orders: [A]after an agreement with other members of the crowd has been reached as to the terms of the transaction, the option order *must be entered into EOC or, for orders excepted from EOC, pursuant to Rule 6.67(d), written on tickets* [must be written up] and time stamped. However, the *option transaction will* [order tickets should] not be *reported to Options Price Reporting Authority ("OPRA") by EOC or, for orders excepted from EOC, pursuant to Rule 6.67(d), turned in to the Order Book Official at this time.* The members *will* [shall] attempt to immediately effect the transaction in the underlying or related security. If the stock transaction cannot be executed immediately or is effected at a price other than *an* [the] agreed-upon price, the members *will* [shall] not be held to the option transaction. If the stock transaction is effected at *an* [the] agreed-upon price, then all the members who participated in the option transaction *will* [shall] be held to their agreed-upon price. At the time the stock transaction is effected, the option *transaction must be immediately entered into EOC and reported to OPRA or, for orders excepted from EOC, pursuant to Rule 6.67(d), trade tickets must* [should] be given to the Order Book Official.

Commentary

.01–.06—No change.

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Discretionary Transactions

Rule 6.48.(a)–(b)—No change.

(c) A Market Maker shall not exercise discretion in an account unless he has a direct interest in such account. Market Makers may not exercise discretion over any account other than: a joint account approved pursuant to Rule 6.39, or an account in which the Market Maker has a direct interest. For purposes of this Rule, the term "direct interest" in an account is limited in its meaning to include only a participation in the profits and losses in such account, or in the case of a partnership or corporation, a representative of such partnership or corporation who has a supervisory responsibility over such account. Only persons registered as Market Makers and subject to the performance obligations set forth in Rule 6.37, may exercise discretion over an account.

(1) A Market Maker wishing to effect such discretionary transactions for