

**FOR FURTHER INFORMATION CONTACT:**

Direct questions regarding the service contract inventory to Vance Cathell, Director Office of Acquisitions 202.551.8385 or *CathellV@sec.gov*.

Dated: April 15, 2016.

**Brent J. Fields,**

*Secretary.*

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## SECURITIES AND EXCHANGE COMMISSION

### Sunshine Act Meeting; Cancellation

#### FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT:

**PREVIOUSLY ANNOUNCED TIME AND DATE OF THE MEETING:** Thursday, April 21, 2016 at 2:00 p.m.

**CHANGES IN THE MEETING:** The Closed Meeting scheduled for Thursday, April 21, 2016 at 2:00 p.m., has been cancelled.

**CONTACT PERSON FOR MORE INFORMATION:** For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact the Office of the Secretary at (202) 551-5400.

Dated: April 18, 2016.

**Brent J. Fields,**

*Secretary.*

[FR Doc. 2016-09355 Filed 4-19-16; 11:15 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-77631; File No. SR-BatsEDGX-2016-09]

### Self-Regulatory Organizations; Bats EDGX Exchange, Inc.; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change Related to Fees as They Apply to the Equities Options Platform

April 15, 2016.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on April 7, 2016, Bats EDGX Exchange, Inc. (the "Exchange" or "EDGX") 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 Exchange has designated the proposed rule change as one establishing or changing a member

due, fee, or other charge imposed by the Exchange under Section 19(b)(3)(A)(ii) of the Act<sup>3</sup> and Rule 19b-4(f)(2) thereunder,<sup>4</sup> which renders the proposed rule change effective upon filing with the Commission. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

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

The Exchange filed a proposal to amend the fee schedule applicable to Members<sup>5</sup> and non-members of the Exchange pursuant to Exchange Rules 15.1(a) and (c).

The text of the proposed rule change is available at the Exchange's Web site at *www.batstrading.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 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

###### 1. Purpose

The Exchange proposes to amend its fee schedule for its equity options platform ("EDGX Options") to add a new tier to its existing tiered pricing structure, as further described below.<sup>6</sup>

The Exchange currently offers two pricing tiers under footnotes 1 and 2 of the fee schedule, Customer Volume Tiers and Market Maker Volume Tiers, respectively. Under the tiers, Members that achieve certain volume criteria may qualify for reduced fees or enhanced

rebates for Customer<sup>7</sup> and Market Maker<sup>8</sup> orders. The Exchange proposes to add an additional Customer Volume Tier to footnote 1.

Fee code PC and NC are currently appended to all Customer orders in Penny Pilot Securities<sup>9</sup> and Non-Penny Pilot Securities,<sup>10</sup> respectively and result in a standard rebate of \$0.01 per contract. The Customer Volume Tiers in footnote 1 consist of five separate tiers, each providing an enhanced rebate to a Member's Customer orders that yield fee codes PC or NC upon satisfying monthly volume criteria required by the respective tier. For instance, pursuant to Customer Volume Tier 1, the lowest volume tier, a Member will receive a rebate of \$0.05 per contract where the Member has an ADV<sup>11</sup> in Customer orders equal to or greater than 0.10% of average TCV.<sup>12</sup> Pursuant to Customer Volume Tier 5, the highest volume tier, a Member will receive a rebate of \$0.25 per contract where the Member has an ADV in Customer orders equal to or greater than 0.80% of average TCV. To encourage the entry of additional orders to EDGX Options, the Exchange proposes to adopt a new Tier 6 with different qualifying criteria.

Specifically, under new Tier 6, the Exchange proposes to provide a rebate of \$0.21 per contract where: (1) The Member has an ADV in Customer orders equal to or greater than 0.25% of average TCV; and (2) the Member has an ADV in Market Maker Orders equal to or greater than 0.25% of average TCV.

The Exchange notes that the rebate of \$0.21 per contract is the same rebate as Tier 4, which is provided where the Member has an ADV in Customer orders equal to or greater than 0.50% of average TCV. By introducing Tier 6, the

<sup>7</sup> The term "Customer" applies to any transaction identified by a Member for clearing in the Customer range at the Options Clearing Corporation ("OCC"), excluding any transaction for a Broker Dealer or a "Professional" as defined in Exchange Rule 16.1.

<sup>8</sup> The term "Market Maker" applies to any transaction identified by a Member for clearing in the Market Maker range at the OCC, where such Member is registered with the Exchange as a Market Maker as defined in Rule 16.1(a)(37).

<sup>9</sup> The term "Penny Pilot Security" applies to those issues that are quoted pursuant to Exchange Rule 21.5, Interpretation and Policy .01.

<sup>10</sup> The term "Non-Penny Pilot Security" applies to those issues that are not Penny Pilot Securities quoted pursuant to Exchange Rule 21.5, Interpretation and Policy .01.

<sup>11</sup> "ADV" means average daily volume calculated as the number of contracts added or removed, combined, per day.

<sup>12</sup> "TCV" means total consolidated volume calculated as the volume reported by all exchanges to the consolidated transaction reporting plan for the month for which the fees apply, excluding volume on any day that the Exchange experiences an Exchange System Disruption and on any day with a scheduled early market close.

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> 15 U.S.C. 78s(b)(3)(A)(ii).

<sup>4</sup> 17 CFR 240.19b-4(f)(2).

<sup>5</sup> The term "Member" is defined as "any registered broker or dealer that has been admitted to membership in the Exchange." See Exchange Rule 1.5(n).

<sup>6</sup> The Exchange initially filed the proposed change on April 1, 2016 (SR-BatsEDGX-2016-08). On April 7, 2016, the Exchange withdrew SR-BatsEDGX-2016-08 and submitted this filing.