

MEMORANDUM

TO: PHLX Members, Participants, Member Organizations and Participant Organizations

FROM: Office of the Secretary

RE: Executive Committee Meeting of June 12, 2008

DATE: June 17, 2008

The Executive Committee of the Philadelphia Stock Exchange, Inc. (“Phlx” or the “Exchange”) Board of Governors convened on Thursday, June 12, 2008, and, pursuant to delegated authority of the Board of Governors under By-Law Article X, Section 10-14(b), took the following actions:

- Approved the draft minutes of the Executive Committee Meeting of May 22, 2008.
- Approved and authorized a resolution of outstanding connectivity-related issues and other items.
- Approved and authorized a proposal from the Participants of the National Market System Plan under which Nasdaq Securities are traded on an unlisted trading privileges basis (such Plan known as the “Nasdaq UTP Plan” or “Plan”) which would name the Nasdaq Stock Market, Inc. (“Nasdaq”) as the Securities Industry Processor (“SIP”) and the Administrator of the Plan for three year and two year terms, respectively, beginning in 2009.
- Approved and authorized staff to file a proposed rule change with the Securities and Exchange Commission (“SEC”) to assess equity option charges, as opposed to index option charges, on the following two index options: (1) options on the full value of the Nasdaq 100 Index traded under the symbol NDX (the “Full-size Nasdaq 100 Index”), and (2) options on the one-tenth of the value of the Nasdaq 100 Index traded under the symbol MNX (the “Mini Nasdaq 100 Index”) (collectively referred to as the “Nasdaq Index Products”). In addition, the Exchange proposes to adopt a \$0.12 per contract side customer execution transaction fee on the Nasdaq Index Products and a \$0.10 per contract side license fee. This proposal is scheduled to become effective for transactions settling on or after June 16, 2008, the anticipated start of trading.