

Memorandum No. 0118-07

MEMORANDUM

TO: Members and Member Organizations
FCO Participants and FCO Participant Organizations

FROM: Legal Department

DATE: January 17, 2007

RE: U.S. Dollar-Settled FCO/Changes to Options Disclosure Document

The Securities and Exchange Commission has approved the attached January 2007 supplement to the options disclosure document (“ODD”) relating to new U.S. dollar-settled foreign currency options (“FCOs”) which commenced trading on the Exchange on January 8, 2007. See Securities Exchange Act Release No. 55035 (December 29, 2006), approving SR-ODD-2006-01.

The supplement to the ODD updates disclosure regarding the calculation of exercise prices and premiums for FCOs. The supplement also enhances disclosure regarding cash-settlement of FCOs, including the calculation of cash settlement amounts and exercise settlement values. Finally, the supplement updates disclosure in the ODD regarding the expiration of FCOs. The supplement is intended to be read in conjunction with the more general ODD, which discusses the characteristics and risks of options generally.

Questions regarding this memorandum may be directed to Carla Behnfeldt, Director and Counsel, at (215) 496-5208.

JANUARY 2007 SUPPLEMENT

The February 1994 edition of the booklet entitled *Characteristics and Risks of Standardized Options* (the “booklet”) is amended as follows to reflect certain changes in OCC’s rules as well as the rules of certain options markets. The changes pertain to cash-settled foreign currency options.

On page 38, the second paragraph under the heading “Special Features of Dollar-Denominated Foreign Currency Options” is deleted and replaced with the following:

Exercise prices for currently available dollar-denominated options on foreign currencies are stated in units of U.S. currency (e.g., cents or hundredths of a cent) per unit of foreign currency. In order to determine the total exercise price per contract, it is necessary to know the unit of U.S. currency used for options on the particular foreign currency, and to multiply the stated exercise price by the unit of trading for such options. For example, at the date of this booklet, dollar-denominated British pound options are expressed in U.S. cents per unit, and dollar-denominated Japanese yen options are expressed in hundredths of U.S. cents per unit.

On page 38, the following is inserted immediately following the second “EXAMPLE” at the end of the page:

Readers should note, however, that certain exchanges may express exercise prices in other unconventional ways. For example, an exercise price stated as \$100.50 may in reality mean \$1.0050. Readers need to be sure they fully understand the various conventions used by the exchanges on which they trade in quoting exercise prices.

On page 39, the second paragraph is deleted and replaced with the following:

Premiums for currently available dollar-denominated options on foreign currencies are expressed in units of U.S. currency per unit of foreign currency. In order to calculate the cost of the option, it is necessary to know the unit of U.S. currency used for options on the particular foreign currency. For example, at the date of this booklet, premiums for currently available dollar-denominated Swiss franc options are expressed in U.S. cents, and premiums for currently available dollar-denominated Japanese yen options are expressed in hundredths of U.S. cents.

On page 39, the following are deleted: (a) the sentence immediately following the first “EXAMPLE,” (b) the second “EXAMPLE,” and (c) the sentence immediately following the second “EXAMPLE.”

On page 39, the following is inserted immediately before the last paragraph:

Readers should note, however, that certain exchanges may express premiums in other unconventional ways. Readers need to be sure they fully understand the various conventions used by the exchanges on which they trade in quoting premiums.

The first paragraph under the heading “Cash-Settled Foreign Currency Options,” which is the last paragraph on page 43, is deleted and the following sentence is added at the beginning of the first paragraph on page 44:

At the date of this booklet, dollar-denominated cash-settled foreign currency options have also been approved for trading.

The last four paragraphs on page 44 are deleted and replaced with the following:

EXAMPLE: If the exercise price of a cash-settled, dollar-denominated call option on euros is \$1.2500 per euro, the exercise settlement value of the euro is determined to be \$1.2607 and the option covers 62,500 euros, then the cash settlement amount for the option will be $(\$1.2607 - \$1.2500) \times 62,500 = \668.75 .

Cash-settled foreign currency options may be automatically exercised on the expiration date if in the money or if in the money by a certain amount. See the discussion in Chapter VIII under “How to Exercise.”

The exercise settlement value for cash-settled foreign currency options will be based on an exchange rate for the underlying foreign currency from a source selected by the market on which the options trade as set forth in exchange rules. This rate may be based on a rate announced by the Federal Reserve Bank of New York, bid and offer quotations from a sampling of participants in the interbank spot market for the underlying foreign currency, the rate reported by a recognized pricing service, or some other widely-available rate. The time as of which the exercise settlement value is calculated and the method of calculation are determined by the options market on which the options are traded and may be changed by it at any time. Any such change may be made applicable to options outstanding at the time of the change.

If OCC determines that the exercise settlement value of the underlying foreign currency for any series of cash-settled foreign currency options is unreported, inaccurate, unreliable, unavailable, or inappropriate for purposes of calculating the cash settlement amount of such series, OCC has the authority to suspend the settlement obligations of the exercising and assigned Clearing Members of options of such series or to fix the cash settlement amount for exercised options of such series or to do both. In the event of such a suspension, OCC will fix a new settlement date after OCC determines that the exercise settlement value is available or after OCC fixes the cash settlement amount.

If OCC determines to fix the cash settlement amount, it will act through an adjustment panel that will use its judgment as to what is appropriate for the protection of investors and the public interest. For a description of adjustment panels, see “Adjustment and Adjustment Panels” in Chapter II. The panel may fix the cash settlement amount using the reported price or value of the underlying foreign currency at such time, or representing a combination or average of prices or values at such time or times, and reported in such manner, as the panel deems appropriate.

If an adjustment panel delays fixing a cash settlement amount for a series of cash-settled foreign currency options past the last trading day before expiration of that series, normal expiration exercise procedures will not apply to the affected series. Instead, exercise settlement will be postponed until the next business day following the day when the adjustment panel fixes the cash settlement amount, and each long position in the affected series will be treated as having been exercised if the cash settlement amount per contract for that series is \$1.00 or more. If the cash settlement amount per contract is less than \$1.00, the option will be treated as having expired unexercised. As a result of these procedures, holders of expiring cash-settled foreign currency options may not know whether their options have been exercised, and writers of such options may not know whether they have been assigned an exercise, until after the expiration date. An adjustment panel’s determinations shall be conclusive, binding on all investors, and not subject to review.

The paragraph numbered 12. on page 87 is deleted.