



Regulatory Circular RG08-127

To: Members

From: Division of Member and Regulatory Services

Date: October 3, 2008

Re: Update on SEC Short Sale Ban Order

Late Wednesday evening, the SEC announced the extension of the emergency short sale ban beyond its scheduled expiration of October 2 to allow time for completion of work on the anticipated passage of the Emergency Economic Stabilization Act of 2008 legislation. The SEC extended the ban to expire at 11:59 p.m. ET on the third business day after enactment of the legislation, but in any case no later than 11:59 p.m. ET on October 17. **Today, President Bush signed the legislation, which means that the ban will expire at 11:59 p.m. ET on Wednesday, October 8. Options market makers will continue to be exempt from this ban.**

Separately, please note that the order adopting the Rule 204T close-out requirements was also extended on Wednesday and will continue to be in effect until 11:59 p.m. ET on Friday, October 17. The SEC has indicated that this order will continue in effect beyond that date without interruption in the form of an interim final rule. The Commission will seek comments.

If you have any questions, please contact Jim Adams at [adamsj@cboe.com](mailto:adamsj@cboe.com) or 312-786-7718, or Jennifer Lamie at [lamie@cboe.com](mailto:lamie@cboe.com) or 312-786-7576.