



8011-01

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-85212; File No. SR-Phlx-2018-83]

Self-Regulatory Organizations; Nasdaq PHLX LLC; Notice of Withdrawal of a Proposed Rule Change to Amend the Exchange's Port Fee Schedule

February 27, 2019

On December 20, 2018, Nasdaq PHLX LLC (“Exchange”) filed with the Securities and Exchange Commission (“Commission”), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”),¹ and Rule 19b-4 thereunder,² a proposed rule change to amend its port fee schedule. The proposed rule change was immediately effective upon filing with the Commission pursuant to Section 19(b)(3)(A) of the Act.³ The proposed rule change was published for comment in the Federal Register on January 31, 2019.⁴ On February 15, 2019, pursuant to Section 19(b)(3)(C) of the Act, the Commission: (1) temporarily suspended the proposed rule change; and (2) instituted proceedings to determine whether to approve or disapprove the proposed rule change.⁵ The Commission has received no comment letters on the

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ 15 U.S.C. 78s(b)(3)(A).

⁴ See Securities Exchange Act Release No. 84967 (December 26, 2018), 84 FR 861.

⁵ See Securities Exchange Act Release No. 85152, 84 FR 5737 (February 22, 2019).

proposed rule change. On February 25, 2019, the Exchange withdrew its proposed rule change (SR-Phlx-2018-83).

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.⁶

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Deputy Secretary.

⁶ 17 CFR 200.30-3(a)(12).

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