

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM479894

|   |  |                       |                    |
|---|--|-----------------------|--------------------|
| <b>SUBMISSION TYPE:</b>   | NEW ASSIGNMENT                             |                       |                    |
| <b>NATURE OF CONVEYANCE:</b>  | RELEASE OF SECURITY INTEREST IN TRADEMARKS |                       |                    |
| <b>CONVEYING PARTY DATA</b>   |  |                       |                    |
| <b>Name</b>   | <b>Formerly</b>                            | <b>Execution Date</b> | <b>Entity Type</b> |
| Credit Suisse AG, Cayman Islands Branch, as Collateral Trustee  |  | 06/28/2018            | Bank: SWITZERLAND  |
| <b>RECEIVING PARTY DATA</b>   |  |                       |                    |
| <b>Name:</b>  | Dynergy Inc.                               |                       |                    |
| <b>Street Address:</b>  | 601 Travis Street, Suite 1400              |                       |                    |
| <b>City:</b>  | Houston                                    |                       |                    |
| <b>State/Country:</b>   | TEXAS                                      |                       |                    |
| <b>Postal Code:</b>   | 77002                                      |                       |                    |
| <b>Entity Type:</b>   | Corporation: DELAWARE                      |                       |                    |
| <b>PROPERTY NUMBERS Total: 5</b>  |  |                       |                    |
| <b>Property Type</b>  | <b>Number</b>                              | <b>Word Mark</b>      |                    |
| <b>Registration Number:</b>   | 2391986                                    | DYNEGY                |                    |
| <b>Registration Number:</b>   | 2383862                                    | DYNEGY                |                    |
| <b>Registration Number:</b>   | 2471909                                    | DYNEGY                |                    |
| <b>Registration Number:</b>   | 2431818                                    |                       |                    |
| <b>Registration Number:</b>   | 2431806                                    |                       |                    |
| <b>CORRESPONDENCE DATA</b>  |  |                       |                    |
| <b>Fax Number:</b>  |  |                       |                    |
| <i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.</i> |  |                       |                    |
| <b>Phone:</b>   | 212-318-6532                               |                       |                    |
| <b>Email:</b>   | alanagramer@paulhastings.com               |                       |                    |
| <b>Correspondent Name:</b>  | Alana Gramer                               |                       |                    |
| <b>Address Line 1:</b>  | c/o Paul Hastings LLP                      |                       |                    |
| <b>Address Line 2:</b>  | 200 Park Avenue, 28th Floor                |                       |                    |
| <b>Address Line 4:</b>  | New York, NEW YORK 10166                   |                       |                    |
| <b>NAME OF SUBMITTER:</b>   | ALANA GRAMER                               |                       |                    |
| <b>SIGNATURE:</b>   | /s/ AG                                     |                       |                    |
| <b>DATE SIGNED:</b>   | 06/28/2018                                 |                       |                    |

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**Total Attachments: 4**

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**RELEASE OF SECURITY INTEREST IN TRADEMARKS**

This RELEASE OF SECURITY INTEREST IN TRADEMARKS (this “Release”) dated as of June 28, 2018, by Credit Suisse AG, Cayman Islands Branch, as Collateral Trustee (in such capacity, the “Collateral Trustee”) in favor of Vistra Energy Corp. (“Vistra”), a Delaware corporation (as successor in interest to Dynegy, Inc.).

**W I T N E S S E T H:**

WHEREAS, pursuant to that certain Trademark Security Agreement dated as of April 23, 2013 (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, and including all schedules thereto, the “Security Agreement”), Dynegy Inc. (the “Grantor”), has granted to the Collateral Trustee a Security Interest in all of its right, title, and interest in the Trademark Collateral, including the trademarks set forth on Schedule 1 hereto;

WHEREAS, the Security Agreement was recorded in the Assignment Recordation Branch of the United States Patent and Trademark Office at Reel: 5020; Frame: 0041;

WHEREAS, the Collateral Trustee terminated and released the entirety of its Security Interest in all collateral, including the Trademark Collateral, pursuant to that certain Dynegy Payoff Letter (“Payoff Letter”), dated June 14, 2018; and

WHEREAS, the Collateral Trustee now desires to confirm its termination and release of the entirety of its Security Interest in the Trademark Collateral;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and intending to be legally bound, the Collateral Trustee, for itself and on behalf of the lenders in association with the security interests, hereby agrees as follows:

1. Defined Terms. Capitalized terms used herein without definition are used as defined in the Security Agreement.

2. Confirmation of Release. The Collateral Trustee, without any recourse, representation, warranty (express or implied) or undertaking, hereby states as follows:

(a) The Payoff Letter terminated, released and discharged any and all of its Security Interest in the Trademark Collateral granted pursuant to the Security Agreement including without limitation, the trademarks set forth on Schedule 1 hereto, effective as of June 14, 2018;

(b) any right, title or interest in and to the Trademark Collateral granted pursuant to the Security Agreement thereby ceased and became void;

(c) with the Payoff Letter, the Collateral Trustee waived and relinquished all of its rights, powers, privileges and remedies with respect to the Grantor, Vistra and their successors and assigns in association with such Security Interest;

(d) the Payoff Letter released the Grantor and their successors and assigns from all covenants, obligations, liabilities and warranties in association with such Security Interest; and

(e) notwithstanding the foregoing, to the extent it is deemed that the Payoff Letter did not effect such termination, release and discharge, with this document the Collateral Trustee

hereby terminates, releases and discharges any and all of its Security Interest in the Trademark Collateral.

(f) the Collateral authorizes this Release to be recorded with the United States Patent and Trademark Office.

3. Governing Law. This Release shall be governed by and construed in accordance with the laws of the State of New York.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the undersigned has caused this Release to be executed by its duly authorized officer as of the date first set forth above.

CREDIT SUISSE AG, CAYMAN ISLANDS  
BRANCH, as Collateral Trustee

By: \_\_\_\_\_

Name:


Title:

  
MIKHAIL FAYBUSOVICH  
AUTHORIZED SIGNATORY

By: \_\_\_\_\_

Name:

Title:



  
Andrew Griffin  
Authorized Signatory

[Signature Page to Release of Security Interest in Trademarks]

**TRADEMARK**  
**REEL: 006366 FRAME: 0979**

SCHEDULE 1

Trademark Registrations

| <u>Trademark</u>  | <u>Filing Date/Issued Date</u> | <u>Registrant</u> | <u>Application/ Registration No</u> |
|---|--------------------------------|-------------------|-------------------------------------|
| DYNEGY  | 10/3/2000                      | Dynegy Inc.       | 2391986                             |
| DYNEGY  | 9/5/2000                       | Dynegy Inc.       | 2383862                             |
| DYNEGY  | 7/24/2001                      | Dynegy Inc.       | 2471909                             |
| Design only<br>  | 2/27/2001                      | Dynegy Inc.       | 2431818                             |
| Design only<br> | 2/27/2001                      | Dynegy Inc.       | 2431806                             |