



LETTER OF EXCLUSIVITY

Date : _____

To : _____
CUSTOMER

From : _____
ABC

Re : Electric Pricing

Please be advised that ABC is hereby authorized to serve as the exclusive agent of CUSTOMER in soliciting pricing for electric power from Dynegy Energy Services.

The purpose of this Letter of Exclusivity is to ensure that ABC, as agent of CUSTOMER, may perform its authorized duties free from competition with other agents acting in a similar scope. In particular, CUSTOMER agrees that it will not solicit and/or accept bids for pricing of electrical power provided by Dynegy Energy Services from any individual or entity other than ABC. CUSTOMER represents and warrants that it has not previously entered into any exclusivity agreement conflicting with the scope hereof and/or with ABC's representation of CUSTOMER. CUSTOMER recognizes that the terms governing the scope of ABC's agency may be found in, and defined by, additional agreements.

Furthermore, CUSTOMER understand that any bids for pricing of electrical power provided by Dynegy Energy Services previously received by CUSTOMER from any individual or entity other than ABC will be considered by Dynegy Energy Services to be null and void.

X

Customer

Print Name : _____

Title : _____

Phone Number : _____