


Form PTO-1594 (rev 06/04) **RECORDATION FORM COVER SHEET TRADEMARKS ONLY** U. S. Department of Commerce Patent and Trademark Office

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below:

<p>1. Name of conveying party(ies)/Execution Date(s): ENERGY-KOCH, LP 20 East Greenway Plaza, Suite 950 Houston, TX 77046 <input type="checkbox"/> Individual(s) <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input checked="" type="checkbox"/> Limited Partnership <input type="checkbox"/> Corporation - State <input type="checkbox"/> Other Citizenship <u>Delaware</u> Execution Date(s) <u>September 2, 2004</u> Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and Address of receiving party(ies) Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Name: <u>MERRILL LYNCH COMMODITIES, INC.</u> Internal Address: <u>7th Floor</u> Street Address: <u>20 East Greenway Plaza</u> City: <u>Houston</u> State: <u>TX</u> Country: _____ Zip: <u>77046</u> <input type="checkbox"/> Association – Citizenship _____ <input type="checkbox"/> General Partnership – Citizenship _____ <input type="checkbox"/> Limited Partnership – Citizenship _____ <input checked="" type="checkbox"/> Corporation – Citizenship <u>Delaware</u> <input type="checkbox"/> Other _____ Citizenship _____ If assignee is not domiciled in the United States, a domestic representative designation is attached <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No.</p>
<p>3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Government Interest Assignment <input type="checkbox"/> Other _____</p>	

<p>4. Application number(s) or registration number(s): A. Trademark Application No(s). <u>78156046 78156048</u></p>	<p>B. Trademark Registration No(s).</p>
Additional numbers attached? <input type="checkbox"/> Yes <input type="checkbox"/> No	

<p>5. Name and address of party to whom correspondence concerning document should be mailed: Bruce J. Goldner Esq. SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP Four Times Square New York, New York 10036 Tel: (212) 735-3000 Fax: (212) 735-2000 bgoldner@skadden.com</p>	<p>6. Total number of applications and registrations involved: <u>1</u></p> <p>7. Total fee (37 CFR 1.21(h) and 3.41) \$65 <input checked="" type="checkbox"/> All fees and any deficiencies are authorized to be charged to Deposit Account (Our Ref. <u>055630/14</u>)</p> <p>8. Payment Information Deposit Account No. <u>19-2385</u> Authorized user Name: <u>Michael McGuire</u></p>
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<p>9. Signature.  Signature Bruce J. Goldner Name of Person Signing</p>	<p><u>December 14, 2004</u> Date</p> <p>Total number of pages including cover sheet, and documents: <u>4</u></p>
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EXECUTION COPY

TRADEMARK ASSIGNMENT

WHEREAS, Entergy-Koch, LP, a Delaware limited partnership (the "Assignor"), is the owner of certain registered trademarks identified on Schedule A (the "Marks");

WHEREAS, Merrill Lynch Commodities, Inc. a Delaware corporation (the "Assignee"), is desirous of acquiring the Assignor's right, title and interest in and to said trademarks and the registrations thereof;

WHEREAS, Assignor has agreed in the that certain Purchase and Sale Agreement dated September 2, 2004, as amended by that certain First Amendment to the Purchase and Sale Agreement, dated as of the date hereof, to assign all of their right, title and interest in, to and under the above identified Marks to Assignee;

NOW, THEREFORE, for valuable and legally sufficient consideration, receipt and sufficiency of which is hereby acknowledged, Assignor hereby assigns and transfers to Assignee, its successors and assigns, all of its entire right, title, and interest, whether statutory or at common law, in and to the Marks, together with the goodwill of the business symbolized by the Marks, and all registrations therefore.

Assignor agrees to execute further documents and, at Assignee's expense, to do such other acts as may be necessary or desirable to vest full title in and to the Marks in Assignee or as may be necessary or desirable to obtain, renew, issue or enforce the Marks.

[Signature page follows]

SCHEDULE A


Mark	Country	Application Serial Number	Registration Number
WPI	United States	78/156048	N/A
Wind Power Index	United States	78/156046	N/A
WPI	European Community	2876589	2876589

Executed this first day of November, 2004.

ASSIGNOR:

ENTERGY-KOCH, LP

By: EKLP, LLC, its General Partner
By: EK Holding III, LLC, its Manager

By: 
Name: Leo Denault
Title: Member-Management Committee

Accepted by:

ASSIGNEE:

MERRILL LYNCH COMMODITIES, INC.

By: _____
Name: _____
Title: _____

STATE OF Louisiana)
Parish)
COUNTY OF ORLEANS)

On this 1st day of November, 2004 before me personally came Leo Denault to me known, who being by me duly sworn did depose and say that he/she is the Member-Management Committee of EK Holding III, LLC, the limited liability corporation described in and which executed the foregoing instrument; and that he/she is authorized to sign his/her name thereto on behalf of said limited liability corporation.


Notary Public #57639

My Commission Expires:

Executed this first day of November, 2004.

ASSIGNOR:

ENTERGY-KOCH, LP

By: EKLP, LLC, its General Partner
By: EK Holding III, LLC, its Manager

By: _____
Name: _____
Title: _____

Accepted by:

ASSIGNEE:

MERRILL LYNCH COMMODITIES, INC.

By: Keith Bailey
Name: KEITH BAILEY
Title: PRESIDENT

STATE OF _____)
COUNTY OF _____)

On this _____ day of _____, 2004 before me personally came _____ to me known, who being by me duly sworn did depose and say that he/she is the _____ of EK Holding III, LLC, the limited liability corporation described in and which executed the foregoing instrument; and that he/she is authorized to sign his/her name thereto on behalf of said limited liability corporation.

Notary Public

My Commission Expires: