# CH \$290.00 36108(

# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM459405

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
TSX Inc.		12/13/2017	Corporation: CANADA

### **RECEIVING PARTY DATA**

Name:	Natural Gas Exchange Inc.		
Street Address:	300 - 5th Ave SW, 9th Floor		
City:	Calgary, Alberta		
State/Country:	CANADA		
Postal Code:	T2P 3C4		
Entity Type:	Corporation: CANADA		

## **PROPERTY NUMBERS Total: 11**

Property Type	Number	Word Mark
Registration Number:	3610862	NGX
Registration Number:	3756452	NGX AB NIT BIDWEEK INDEX
Registration Number:	3816084	NGX AB NIT DAY AHEAD INDEX
Registration Number:	3756448	NGX AB NIT MONTH AHEAD INDEX
Registration Number:	3738786	NGX AB-NIT MONTH AHEAD INDEX (7A)
Registration Number:	3756449	NGX AB NIT SAME DAY INDEX
Registration Number:	3756450	NGX AB NIT SAME DAY INDEX (2A)
Registration Number:	3816083	NGX AB NIT SAME DAY INDEX (4A)
Registration Number:	3756451	NGX AB NIT SAME DAY INDEX (5A)
Registration Number:	3738567	NGX SPECTRA STATION #2 DAY AHEAD INDEX
Registration Number:	3710867	NGX UNION DAWN DAY AHEAD INDEX

#### **CORRESPONDENCE DATA**

**Fax Number:** 2156562498

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.

**Phone:** 215-656-2446

**Email:** pto.phil@dlapiper.com

Correspondent Name: Richard L. Cruz, DLA PIPER LLP (US)

Address Line 1: 1650 Market Street, Suite 4900

Address Line 4: Philadelphia, PENNSYLVANIA 19103

TRADEMARK -

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ATTORNEY DOCKET NUMBER:	NGX-17-1665 - 1675
NAME OF SUBMITTER:	Nancy Nunez
SIGNATURE:	/NN/
DATE SIGNED:	01/25/2018

## **Total Attachments: 7**

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#### ASSIGNMENT OF TRADEMARKS

This ASSIGNMENT OF TRADEMARKS is entered into this 13th day of December, 2017 by and between TSX Inc., a corporation organized under the Business Corporations Act (Ontario) ("TSX") and Natural Gas Exchange Inc., a corporation organized under the Business Corporations Act (Canada) ("NGX").

WHEREAS, TSX is the owner of the trademark applications and/or registrations identified on <u>Schedule A</u> attached hereto, including the goodwill of the business connected with the use of, and symbolized by, said marks; and

WHEREAS, TSX's parent company, TMX Group Inc., along with Shorcan Brokers Limited, TMX Group Limited and Intercontinental Exchange, Inc., entered into that certain Stock Purchase Agreement, dated as of October 27, 2017 (the "Purchase Agreement"), pursuant to which TMX Group Inc. agreed to cause TSX to validly and effectively assign, at no cost, all right, title and interest in and to the Transferred Trademarks (defined below) to NGX.

## NOW THEREFORE, the parties hereto hereby agree as follows:

- 1. For good and valuable consideration, including the promises and covenants set forth in the Purchase Agreement, the receipt and sufficiency of which are hereby acknowledged, TSX hereby assigns and transfers to NGX the entire right, title and interest in and to the trademark applications and registrations identified on Schedule A and the trademarks which are the subject thereof (the "Transferred Trademarks"), including the goodwill of the business connected with the use of, and symbolized by, said marks and all rights therein provided by international conventions and treaties, all rights of priority and renewals and the right to recover for past, present and future infringement, dilution, misappropriation, unlawful imitation or other violation thereof or conflict therewith.
- 2. TSX further agrees, for itself, its successors and assigns, to timely execute and deliver, at TSX's sole expense, such further documents and to perform such further lawful acts as may reasonably be requested by NGX, to effectuate this assignment or as may be necessary or desirable to assist NGX (or its successors, assigns or legal representatives) in the implementation, recordation or perfection of this assignment and NGX's interest in and to the Transferred Trademarks.
- 3. TSX shall not enter into any agreement in conflict with this agreement.
- 4. TSX hereby authorizes and requests any official of any applicable governmental authority to issue any and all registrations from any and all applications for registration included in the Transferred Trademarks to and in the name of NGX.
- 5. This assignment shall be governed by and construed in accordance with the laws of the Province of Alberta and the laws of Canada applicable therein, and the parties hereby irrevocably submit to the non-exclusive jurisdiction of the courts of Alberta.
- 6. This assignment may be executed and delivered (including by facsimile transmission) in one or more counterparts, and by the different parties hereto in separate counterparts,

each of which when executed shall be deemed to be an original, but all of which taken together shall constitute one and the same agreement.

[Signature Pages Follow]

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Witness my hand and seal this 13th day of December, 2017.

TSX INC.

Name: John McKenzie

Title: Senior Vice President and CFO

[Signature Page to Assignment of Trademarks]

Witness my hand and seal this 13th day of December, 2017.

# NATURAL GAS EXCHANGE INC.

Vame:

Title: \_\_\_

Steve Lappin President

[Signature Page to Assignment of Trademarks]

# Schedule A Trademarks

# CANADIAN

	CANADIAN								
	Dravage				EXPIRY/				
TRADE-MARK	REGISTRATION	APPLICATION/	Program Dom	Dog Dime	RENEWAL/	0			
	STATUS	REGISTRATION#	FILING DATE	REG. DATE	ABANDONED	OWNER			
AECO "C" AND NIT BID-WEEK ONE- MONTH SPOT PRICE	Registered	TMA736301	2007-08-22	2009-03-13	2024-03-13	TSX Inc.			
AECO 'C' AND NIT DAILY SPOT PRICE	Registered	TMA736741	2007-08-22	2009-03-24	2024-03-13	TSX Inc.			
AECO "C" AND NIT DAILY SPOT PRICE (2A)	Registered	TMA736732	2007-08-22	2009-03-24	2024-03-13	TSX Inc.			
AECO "C" AND NIT DAILY SPOT PRICE (4A)	Registered	TMA736730	2007-08-22	2009-03-24	2024-03-13	TSX Inc.			
AECO "C" AND NIT DAILY SPOT PRICE (5A)	Registered	TMA736728	2007-08-22	2009-03-24	2024-03-13	TSX Inc.			
AECO "C" AND NIT ONE-MONTH SPOT PRICE	Registered	TMA736729	2007-08-22	2009-03-24	2024-03-13	TSX Inc.			
NATURAL GAS EXCHANGE DESIGN	Registered	TMA459307	1994-05-05	1996-06-14	2026-06-14	TSX Inc.			
NATURAL GAS EXCH	ANGE								
NGX	Registered	TMA599067	2001-01-23	2004-01-12	2019-01-12	TSX Inc.			
NGX AB-NIT BIDWEEK INDEX	Registered	TMA736734	2007-07-19	2009-03-24	2024-03-24	TSX Inc.			
NGX AB-NIT DAY AHEAD INDEX	Registered	TMA747690	2007-07-19	2009-09-15	2024-09-15	TSX Inc.			
NGX AB-NIT MONTH AHEAD INDEX	Registered	TMA737266	2007-07-19	2009-04-01	2024-04-01	TSX Inc.			
NGX AB-NIT MONTH AHEAD INDEX (7A)	Registered	TMA767533	2008-10-29	2010-05-20	2025-05-20	TSX Inc.			
NGX AB-NIT SAME DAY INDEX	Registered	TMA737265	2007-07-19	2009-04-01	2024-04-01	TSX Inc.			
NGX AB-NIT SAME DAY INDEX (2A)	Registered	TMA737267	2007-07-19	2009-04-01	2024-04-01	TSX Inc.			
NGX AB-NIT SAME DAY INDEX (4A)	Registered	TMA737269	2007-07-19	2009-04-01	2024-04-01	TSX Inc.			
NGX AB-NIT SAME DAY INDEX (5A)	Registered	TMA736714	2007-07-19	2009-03-24	2024-03-24	TSX Inc.			
NGX ALBERT A BID- WEEK SPOT INDEX	Registered	TMA598926	2001-01-23	2004-01-09	2019-01-09	TSX Inc.			
NGX ALBERTA DAILY SPOT INDEX	Registered	TMA599721	2001-01-23	2004-01-16	2019-01-16	TSX Inc.			
NGX ALBERTA NEXT DAY PRICE	Registered	TMA736300	2007-08-22	2009-03-13	2024-03-13	TSX Inc.			
NGX ALBERTA ONE- MONTH SPOT INDEX	Registered	TMA598989	2001-01-23	2004-01-09	2019-01-09	TSX Inc.			

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TRADE-MARK	REGISTRATION STATUS	APPLICATION/ REGISTRATION#	FILING DATE	REG. DATE	EXPIRY/ RENEWAL/ ABANDONED	Owner
NGX CANADIAN NATURAL GAS INDEX	Registered	TMA747696	2007-10-30	2009-09-15	2024-09-15	TSX Inc.
NGX DAWN DAILY SPOT INDEX	Registered	TMA599029	2001-01-23	2004-01-09	2019-01-09	TSX Inc.
NGX TRADEPATH	Registered	TMA914536	2014-02-21	2015-09-18		TSX Inc.

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## INTERNATIONAL

TRADE-MARK	COUNTRY	REG. STATUS	APPLICATION REGISTRATION#	FILING DATE	REG DATE	S8&15 Filing (US)	Expiry Renewal	O WNER
NGX	EU	Registered	010090983	2011-06-30	2012-02-17		2021-06-30	TSX Inc.
NGX	US	Registered	3610862	2007-05-16	2009-04-28	2015	2019-04-28	TSX Inc.
NGX AB NIT BIDWEEK INDEX	US	Registered	3756452		2010-03-09	2016	2020-03-09	TSX Inc.
NGX AB NIT DAY AHEAD INDEX	US	Registered	3816084		2010-07-13	2016	2020-07-13	TSX Inc.
NGX AB NIT MONTH AHEAD INDEX	US	Registered	3756448		2010-03-09	2016	2020-03-09	TSX Inc.
NGX AB-NIT MONTH AHEAD INDEX (7A)	US	Registered	3738786		2010-01-19	2016	2020-01-19	TSX Inc.
NGX AB NIT SAME DAY INDEX	US	Registered	3756449		2010-03-09	2016	2020-03-09	TSX Inc.
NGX AB NIT SAME DAY INDEX (2A)	US	Registered	3756450		2010-03-09	2016	2020-03-09	TSX Inc.
NGX AB NIT SAME DAY INDEX (4A)	US	Registered	3816083		2010-07-13	2016	2020-07-13	TSX Inc.
NGX AB NIT SAME DAY INDEX (5A)	US	Registered	3756451		2010-03-09	2016	2020-03-09	TSX Inc.
NGX SPECTRA STATION #2 DAY AHEAD INDEX	US	Registered	3738567		2010-01-19	2016	2020-01-19	TSX Inc.
NGX UNION DAWN DAY AHEAD INDEX	US	Registered	3710867		2009-11-17	2015	2019-11-17	TSX Inc.

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**RECORDED: 01/25/2018**