

Received, Clerk's Office 4/20/2018 PC#2720

# County Journal

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Meth conspiracy Page 2

Thursday, March 29, 2018

Waltermate's new venture Page 13

Exhibit #1  
Joyce Blumenstine  
2419 E. Reservoir  
Pawing, IL 61614  
309-688-0950  
Head of CC Group  
Sierra Club

## Value of Baldwin plant cut again

During the March 23 Randolph County Board of Commissioners meeting, the commissioners approved a resolution to sign a PILOT agreement with Dynegy in regards to the value of the Baldwin power plant.

"I think everybody knows what's going on as far as Dynegy requesting a reassessment," said Jeremy Walker, Randolph County state's attorney and the county board's legal advisor. "This is mostly based upon the fact (Dynegy) mothballed one unit and operates now on only two units. (Dynegy) began negotiating with (Assessor Wayne Voss) and came up with a tentative figure, which was basically a one-third reduction of the top."

In tax year 2016, the plant was assessed at a value of \$92 million with a tax liability of \$4.8 million. Voss and Dynegy reached a tentative agreement for

### But payment in lieu of taxes will help for now

an amount of \$61.4 million for tax year 2017. Dynegy then proposed the PILOT agreement, which will cut the assessed value to \$40 million, but payment will be made in lieu of taxes to bring the amount taxing districts get back to what they would get in taxes on \$61 million.

"PILOT is an acronym for payment in lieu of taxes," Walker said. "It takes the equalized assessed value down further than proposed between Dynegy and the assessor's office, but payment in lieu of taxes brings it back up to where it was." The Red Bud school district, which is one of the taxing bodies that will be effected by the change, was

the first to sign the agreement with Dynegy when it did so March 13. The cut in assessed value will mean about a \$1 million loss in real estate taxes to Red Bud schools. Red Bud Superintendent Jonathan Tallman said Red Bud does not receive much in the way of state aid.

"What we get from the state is only about 10 percent of our total revenue," Tallman said. "I'm not sure how much we will get now because our tax revenue will fall. We are so affluent, because of the power plant, that state aid is low."

Tallman said he expects state aid to go up, but it

will be three years before the district sees the increase.

"It is going to be a loss for all of the taxing districts, there's no question about it," Walker said. "That's just what's going to happen whenever part of the power plant is shut down, and they say it's not worth what it was, and quite frankly, it isn't. Everybody is going to feel the pain on this. However, everybody appears to be on board."

Besides Randolph County, the taxing entities directly effected are the 708 Mental Health Board, the ambulance district, Red Bud school district, the Baldwin Fire Protection District, Southwestern Illinois College and Road District 1.

By entering the agreement with Dynegy, it also

binds Vistra Energy to the agreement.

Vistra is in the process of purchasing Dynegy, a transaction Walker expects to be closed in the middle of April.

"Vistra has a reputation for being cut throat, for lack of a better word, when it comes to taxes," Walker said. "They are going to fight us every step of the way from what we can tell from past practices as far as what that power plant is worth."

Walker explained that if the county did not agree to the PILOT resolution, once tax year 2017 is complete, the county would have to deal with Vistra.

"If we got into contested litigation over what the plant is worth, my opinion as legal advisor would be to not distribute any tax money above and beyond what Dynegy or Vistra is saying

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Dynegy Reassessment of Baldwin Plant

Randolph County State Attorney

Next Page

## Steeleville eateries enjoy extra business from game

With the Steeleville American Legion's Queen of Hearts jackpot well over \$1 million, activity around the town has increased tremendously.

Not only does the Legion post make profits from its game, but so do other area businesses.

Subway restaurant manager Jordan Handsbury said last Thursday that his business not only doubles Thursday nights, the night of the weekly drawing, but because ticket sales have been so brisk, business also is up all week because of people going to Steeleville.

Therefore, Subway is showing its appreciation. Last Thursday's drawing donated a platter full of sandwiches, wraps and cookies to the volunteers working the Queen of Hearts drawing.

"We just want to show our appreciation because we

### But mayor says it's now windfall for the town government

get such good business from the game," said Handsbury. Other businesses have seen a spike in business, too, because of the Queen of Hearts.

Paul Gentry, owner of Hook Line and Sinker, said business has been wonderful.

He said the majority of the business comes before the drawing.

"We get full, and right about 20-till (8), everyone wants to pay and head down to the Legion," Gentry said.

Thursday night business is so hectic, Gentry said he has had to double his service staff that evening. Normally, he has two waitresses for Thursday, but he's been

Continued on Page 5



Pictured above is Jordan Handsbury as he delivers food to volunteers at the Queen of Hearts drawing last Thursday. Seated from left are volunteers Joann Wittenbrink, Emma Ritter and Ruth Waeltz.

## One last ride for Guidry

By Travis Lott  
A Chester man and former boat captain piloted his last ride March 23.

Leaving from the dock in Evansville, Bobby Guidry concluded his 20-year career on riverboats.

Serving as a deck hand, seaman and captain, boating is Guidry's passion. Guidry's wife Abbey said he has served as a captain for 10 years.

Guidry is a third generation captain. His father and grandfather both worked on boats, and his father is still working.

But Guidry's career ended when he was diagnosed with melanoma, the most dangerous form of skin cancer. Guidry is in stage 4 of the disease.

Abbey said Guidry is a family man. He has a 13-year-old daughter, Patsy. "That's who he lives for," Abbey said. "She's his everything."

The smile seen on Guidry's face as he sits in the pilot seat says all that needs to be said about what this trip means to him. "It's amazing," Abbey said. "I know it's all he wanted."

The ride was arranged by Jason McConnell, who also works on the river. McConnell's wife is Guidry's cousin.

McConnell said the ride was OK'd by the port captain.



Bobby Guidry piloted a riverboat for the last time Friday afternoon.

"They all think it's a great idea," McConnell said.

McConnell also had a message for his friend.

"I want to say it was an honor knowing this young captain, not only as a great friend, but as my brother," McConnell said. "I'll miss

our time together dearly. The good Lord is taking a great captain for his tugboat in the sky, but most of all, he is taking a great man; and I know he will be watching over me as I finish my time on the river."

## Sparta will build \$14 M sewer plant

Sparta is set to spend more than \$14 million on a new sewer plant.

Action came at the city council meeting Monday night, when six separate bids, mostly dealing with the project, were approved and contracts awarded.

Commissioner Bobby Klausning said the project was broken down into six separate projects in order to give smaller, local contractors a better chance at landing the contracts.

The big winner was Korte & Luitjohan Contractors of Highland, which will build the treatment plant for \$10.3 million.

Red Dot Construction of Chester will handle a water main replacement and update along Hill crest.

That work, which is not sewer related, will be completed at the same time as the sewer work, since contractors will be working in the area on the sewer project anyway. Red Dot will also build two lift stations with force mains and a force main that goes to the sewer plant. The total for all those projects comes to nearly \$3

million. Saxmeyer Construction of Waterloo will build the west end sanitary sewer for \$778,000.

The total bids came in over estimates of nearly \$13 million, but some extra work was added to the plant specifications after the estimates were made.

HMG of Highland will be the engineering firm for the project at a cost of \$1.4 million.

City manager Corey Rheinecker said the new plant will allow the city to eliminate both existing sewer plants. The new plant will be built off Burns Avenue near the existing plant.

Rheinecker said he hopes work will start in June. It will take 18 to 24 months to complete.

"Our northwest plant needed updating, and the old plant off Burns Avenue was built in 1907 and is falling apart," said Rheinecker. "It was cheaper to build one new plant."

In other action at the council meeting, the bid from Lexus Sobczak to purchase the city-owned property at 819 N. Mar-

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Received, Clerk's Office 4/20/2018 PC#2720  
Power plant...From Page 1

saying it's worth," Walker said. Walker used last year's tax bill of \$4.8 million as an example. "If we say the assessed value is \$80 million, and they say its worth \$40 million, you're talking about half of what we said," Walker said. So, if we collected the taxes and distributed using last year's number, we would distribute \$4.8 million. However, if eight years down the road if the PTELL board in Springfield said Dynegy or Vistra is right and it's only worth the \$40 million, guess who owes the \$2.4 million? The county of Randolph does."

Walker acknowledged that this is not the perfect situation, but it is a great resolution to a potential really big problem. "If things stay static, we have ourselves three years of peace and three years of stability," Walker said. "It might be three years of maybe not liking the numbers where they're at, but quite frankly, at least we have peace." "If the mothballed unit is brought back online or another unit at Baldwin is taken offline, then the agreement would be terminated

and negotiations would be brought back to the table. The same will occur once the three-year agreement runs out if everything remains static along the way. County Commissioner Marc Kiehna inquired about how the worth of the power plant is determined. Walker said from the county's perspective, Randolph believes it's worth more because of how much money it would cost to replace and how much the equipment is worth. "What Dynegy had allowed to, and I can tell you what Vistra will, is that coal-fired power plants are dinosaurs," Walker said. "They would say these things are money losers and not worth anything."

Walker said they would think there should be an assessed value of less than \$20 million. "These are the kinds of numbers that have been floated in discussions," Walker said. "That's what we're looking at for the future. They say there is no value in coal-fired power plants anymore." Kiehna asked if, in Walker's opinion, it would be best to sign the PILOT agreement. From the county's legal perspective, stability is a good thing," Walker said. "From everybody actually getting their tax money the next few years, this is a good thing."

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**Steeleville businesses...From Page 1**

staffing four. Business has also picked up on other days, as well. Hook Line serves lunch Thursday through Sunday, and he said that has increased. "Everybody's coming from all over to buy tickets," Gentry said. "People hear about our restaurant and come in. The word of mouth from the drawing has been wonderful." Gentry said he believes restaurants in surrounding communities like Percy have been thriving, as well. "I think it's been good for the whole area," Gentry said.

Thursday to handle the crowd. Robin West, store manager at Casey's, said gas business hasn't increased much, but some food sales have spiked. "If they're not serving food over there (the Legion), after the drawing, we are very busy," West said. "Last week was outstanding." Business appears to increase as the jackpot goes up. "We have definitely seen an increase in sales (on Thursdays)," said Tina Hille, owner of Mi Casa. "The bigger the pot gets, the more increase we see on Wednesdays, too. We're also getting a lot of new people at the restaurant. We appreciate the business."

Hille said the sub shop has had to double the amount of bread it would normally make on a Wednesday and Thursday. The rush of customers has also meant caterers have had to staff more people during the night of the drawing. "I started with an extra employee," Hille said. "We have two normally, but three now for those nights." Dairy Queen owner Bruce Hartel said the drawing has certainly helped everybody in town. "There are people parked down to the banks by 5:15," said Hartel. "We get a nice rush before (the drawing), then we have a pretty big rush from 8:15 to close."

Hartel said he has had to have about 40 percent more staff on hand for Thursday nights. The crowd is not just people from Steeleville or the immediate surrounding area. "A few weeks ago, I talked to some people who were in there

**Sparta council...From Page 1**

ket was accepted in the amount of \$1,505. Police Chief Sean Lukes said UVV and golf cart applications and stickers will be available as of Monday at the police station. Successful applicants will be able to drive

those vehicles on city streets. The council hired Adam Diercks and Antonio Whites as part-time police officers and Harvey Hughes as a part-time animal control officer. A resolution was ap-

proved to enter into an agreement with employee William Vansant Jr. Vansant has worked for the city in the water and sewer department for 41 years. When he retires, his medical insurance

will be costly, so the city agreed to pay his and his wife's insurance premiums when he retires until April of 2022. The resolution is contingent on the union agreeing that the action does not set a precedent.

**Meacham...From Page 4**

It's encouraging to know there are still some activists and lawmakers with the common sense and courage to fight the radical leftists' view of human nature.

In a recent article titled "Ohio looks to protect parents from transgender movement," the Washington Times reports, "In response to that (custody) decision, Aaron Baer, president

of the Ohio-based Citizens for Community Values, said state Rep. Tom Brinkman, a Republican, will introduce legislation that would ensure the state 'cannot take into con-

sideration the denial of hormone therapy as a reason for the removal of a child." For more by John Meacham, visit [laughwithjohn.wordpress.com](http://laughwithjohn.wordpress.com).

**Storm phobia...From Page 4**

from severe weather phobia. 47 percent believe they do and the remainder is not sure. When it comes to severe weather, respondents reported feelings of anxiety (72 percent), increasing heart pounding (82.9 percent), changing schedules (60.8 percent) and feelings of helplessness (60.4 percent). Participants who reported taking a weather-related course also admitted experiencing more anxiety symptoms and behaviors. "My father lives in Kansas and the second he hears about tornadoes, he'll change his schedule to avoid being on the road and then start watching television reports more intensely," Coleman said. "Our research indicates that we actually may be

able to see such phobias in others but have difficulty in seeing them in ourselves." She also believes the study lays the groundwork for a better understanding of severe weather-phobia phenomena as well as the role that weather knowledge and anxiety plays in the minds of individuals across the country. "These results could provide useful information for weather forecasters and media groups in terms of how often people monitor media during severe weather events," Coleman said. "When not debilitating, some fear can be a substantial motivator to encourage individuals to take action against the threat, such as seeking shelter."



**Stellhorn speaks**  
Greg Stellhorn of Thrivent Financial was the recent guest speaker at the Christ Our Savior Lutheran High School government class, as part of the class' section on personal finances. Stellhorn spoke with the students about investment, insurance and protection of assets.

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# Received, Clerk's Office 4/20/2018 PC#2720 Randolph can't hit revenue target

### Dynegy change hit county budget

By Dan Zobel  
The Randolph County Board of Commissioners approved its 2017 financial audit during the March 23 board meeting, as well as a number of other action items.

"Our situation is better than last year, but not quite where we needed to be," said Commissioner Dave Holder.

Holder added that the board knew it would be a little short than what was budgeted for the year, but with the county's approval in the Dynegy PILOT agreement, there will be no chance to meet the revenue target.

"We have to go back to the drawing board to reduce expenditures," Holder said.

Treasurer Justin Jeffers said he thought the county had already hit the bottom of where it could go financially, but with the Dynegy situation, there is little light to be seen.

"We have a \$350,000 shortfall we didn't anticipate," Jeffers said. "The county's cash flow is in significant trouble."

Holder said tax revenues were not bad, but expenditures turned out higher than hoped. Holder said the Randolph County Care Center lost around \$100,000 compared to around \$600,000 several years ago.

Holder also pointed out that additional fees implemented by the county in early 2017 did not really make a difference until later in the year.

"Our concerns are in the general overall operations of the county," Holder said. "The bad news is with Dynegy. That is the real issue."

Chairman Ronnie White said the board continues to look at ways to increase revenue.

"Justin and I will be meeting with a gentleman to make sure we're getting paid by the state as we should be," White said. "We will also have an energy audit to help us figure out where we can save costs."

Jeffers said the county is working every day to provide efficient services.

"It has been a collective effort with the commissioners to find ways to reduce expenses and raise revenues," Jeffers said.

In other news, the board approved a solar panel ordinance.

Dave Walter, the administrator of land resource management, explained that work on the ordinance began in October 2017 with the progress committee.

After multiple meetings with the Progress Committee, zoning board,

Ameyen, Egyptian Electric, Dynegy and Farm Bureau, a proposed ordinance was put together. The ordinance includes information on decommissioning a solar farm, which could happen if a solar farm is out of service or not producing electrical energy for 12 months.

"If this happens, the solar farm will be deemed nonoperational and decommissioning and removal of the facility will commence."

"This situation is interesting," said Commissioner Marc Kiehna. "We want the (Baldwin) power plant to be viable, but now we're adopting a solar ordinance, which is competitive to coal."

White concluded and said the county had to set expectations of what it wants with solar. He said the ordinance addresses solar farms, as well as smaller solar gardens. Places using solar power already in the county will be grandfathered into the ordinance.

The board approved a three-year lease with University of Illinois Extension, which serves Perry and Randolph counties and has an office in Sparta.

Special use permits were approved for Eugene Schmidt of Evansville and Kodler Farms of Red Bud to separate land with preexisting homes that are in agriculture zoned districts.

The care center will soon have an architect perform a survey of the building to aid the county in what needs fixed first at the building.

Administrator Michelle Cross said there will probably be talks about a new roof, at least on the south side where most of the leaks are occurring.

Michele Cross, Southwestern Illinois park and recreation specialist, talked to the board about on the job training opportunities.

Cross, who has an office in the courthouse, said through the program, workNet will match qualified applicants with approved job openings, design a training plan that meets the business needs and the business will be reimbursed a percentage of the new employee's wages during the on the job training period.

"I was at a recent workers' compensation meeting and the top three things for businesses were for employees to show up on time, pass the drug test and show up past the first check," White said. "We need good employable people to build up Randolph County jobs."



From left are Illinois Bankers Association Chairman-elect Dan Daly, Monika Bajjan Holder and IBA vice president of education services and products services Callan Stapleton.

## Holder is FLA graduate

Murphy-Wall State Bank assistant vice president Monika Bajjan Holder has graduated from the Future Leaders Alliance, a program through the Illinois Bankers Association.

The graduation was held during the IBA's annual ONE conference at Embassy Suites in East Peoria March 2.

The 13-month FLA program aims to en-

hance professionalism through education, community service and networking.

Holder holds the positions of teller supervisor and training specialist. She started at Murphy-Wall in 2014 as a part time teller, but used her masters degree in human development and foreign trade and customer service experience to advance to the rank of officer at

the bank. Holder is bilingual, speaking English and her native Hungarian to offer multi-lingual customer service.

The ONE Conference was attended by Holder and other Murphy-Wall employees Claudia Chate, Kara Austin, Sarah Folden and Bailey Thompson.

The conference features 37 sessions on several aspects of banking.

## P'ville council hears idea to build fire training facility

By Jeff Blair  
Pinckneyville firefighters may not have to travel to Champaign for some of their training in the future.

Fire Chief Jim Gielow presented the city commissioners with an idea to construct a training facility on city-owned property at Monday night's city council meeting.

Gielow said the proposed site is east of town near the east sewer plant.

"The idea is to place shipping containers like those used to transport products on ships," Gielow said. "We would get the containers together and set them up like small rooms of a house and stack two on top of each other to replicate a two-story house."

He said the idea is to replicate much of the training that firefighters currently have to travel to Champaign to get. Gielow added that the facility could also be utilized by the police department and other fire departments in the area.

The cost of the shipping containers would

be around \$2,000 each. There would also be a cost in preparing the containers for training use.

"We will also have some site preparation costs, such as getting electricity and water to it," Gielow said.

The Pinckneyville Rural Fire Department has verbally committed to helping out with some of the costs.

Gielow said the idea came together quickly, and he is still putting information together.

"I mainly wanted to find out tonight if the council would be interested in pursuing this project," he said.

Gielow also asked if the five acre tract he is proposing is currently under a farm rental contract. Attorney Don Bigham said it's possible, but he said part of the area may have already been taken out of the farm rental pro-

gram when the new solar panels were installed for the east sewer plant.

Bigham said it shouldn't be a problem on using the proposed area.

The commissioners all voiced support for the project. Gielow said he will come back to a future meeting with more details and cost figures.

In other notes, a resolution was placed on file to approve a proposal from Mid-South Tank Consultants to inspect the city's three water towers. The total cost for all three towers will be \$12,000. The city will receive a detailed report on the condition of all three towers and any repairs that may be needed.

An ordinance placed on file at the March 12 meeting was approved entering into a mowing contract with Aaron Hawk to mow the new soccer field area. This will be an as needed mowing contract.

Tatlock Coleman and Dr. James Wittenmayer were re-appointed to the zoning board. Both terms expire April 30, 2020.

## Fake cannabis warning

The Illinois Department of Public Health has issued a warning about the dangers of synthetic cannabinoids, often referred to as K2, fake weed and spice after six people in northeastern Illinois who used synthetic cannabinoids suffered severe bleeding.

"Despite the perception that synthetic cannabinoids are safe and a legal alternative to marijuana, many are illegal and can cause severe illness," said IDPH Director Nirav D. Shah, M.D., J.D. "The recent cases of severe bleeding are evidence of the harm synthetic cannabinoids can cause."

Synthetic cannabinoids are not just one drug, but potentially hundreds of chemicals manufactured and sold. These chemicals are called cannabinoids because they act on the same brain cell receptors as the active ingredient in cannabis. However, synthetic cannabinoids are unsafe because it's difficult to know what's in them or what your reaction will be. The reactions have been found to be life-threatening in some cases.

Anyone who has a serious reaction to synthetic cannabinoids should call 911 or go to the emergency room immediately.

## Kinkaid watershed meeting

The Kinkaid Area Watershed Project will host its annual meeting at the Community Center in Ave's Bower Park April 5 at 7 p.m.

The meeting is open to the public. The guest speaker for the evening will be Brad Turberville, the deputy district ranger for Shawnee National Forest.

Turberville will discuss how logging can improve water quality in Kinkaid Lake.

The meeting will also see the election of three KAWP officers. This year is also the 20th anniversary of KAWP's inception. Lou Strack wrote a newsletter in which he reflected on KAWP's achievements such as obtaining grants to put together a watershed plan, the first two years of shoreline protection and several methods of gully repair.

\$350,000  
Randolph  
County  
Budget  
share of all  
due to  
Dynegy

## Three locals receive Southeast Missouri State University scholarships

Three local students recently were awarded scholarships to attend Southeast Missouri State University in Cape Girardeau.

Madison Garavaglia of

Pinckneyville earned the University Scholarship and Residence Life Leadership Award. Garavaglia is the daughter of Jim and Susan Garavaglia

of Pinckneyville High School. She will be a 2018 graduate of Pinckneyville High School.

Faye Hathaway of Ellis Grove was given the

Midwest Achievement Award and Residence Life Leadership Award. She is the daughter of Tim Hathaway of Ellis Grove and Sara Tribout of Silver

Spring, Missouri. Hathaway will be a 2018 graduate of Chester High School. Autumn Rowland of Chester received the Regents'

Scholarship. She is the daughter of John and Robin Rowland of Chester. She will be a 2018 graduate at Chester High School.

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# Vistra Energy Completes Merger with Dynergy

Combination Creates Leading Integrated Power Company Across Key Competitive  
U.S. Power Markets

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NEWS PROVIDED BY  
**Vistra Energy** →  
Apr 09, 2018, 09:10 ET

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IRVING, Texas, April 9, 2018 /PRNewswire/ -- Vistra Energy Corp. (NYSE: VST), the parent company for TXU Energy and Luminant, today announced it has completed its previously announced merger with Dynergy Inc. (NYSE: DYN). The closing of the transaction follows the overwhelming approval from stockholders of both Vistra Energy Corp. and Dynergy Inc. in March, and the receipt of all required regulatory approvals. Vistra Energy Corp. will be the name of the combined company moving forward, and the combined company's stock will continue to trade on the New York Stock Exchange under the current ticker symbol for Vistra Energy.

The combination of Dynergy's generation capacity and existing retail footprint with Vistra Energy's integrated ERCOT model creates the lowest-cost integrated power company in the industry and positions the combined company as the leading integrated retail and generation platform throughout key competitive power markets in the United States.

With the transaction complete, Vistra Energy now:

- Employs about 6,000 people across 12 states.
- Serves approximately 2.7 million residential customers in five top retail states.
- Serves approximately 240,000 commercial and industrial retail customers.
- Owns approximately 40,000 megawatts of installed generation capacity.
- Has power generation capacity that is more than 60 percent natural gas-fueled, with 84 percent located within the ERCOT, PJM, and ISO-NE competitive power markets.
- Projects that it will produce approximately 50 percent of gross margin from more stable capacity payments and retail operations, as well as approximately 50 percent of adjusted EBITDA from the ERCOT market.

"With this combination completed, Vistra Energy is now positioned to be the leading integrated power company in the United States," said Vistra Energy President and Chief Executive Officer Curt Morgan.

"We further believe our low-cost structure, diversified business operations, and strong balance sheet create the platform to produce significant shareholder value, as demonstrated by our stated expectation to exceed our previously communicated merger-related synergy and operational improvement targets," added Mr. Morgan. "The combined company's EBITDA to free cash flow conversion rate of approximately 60 percent from its ongoing operations is expected to provide significant excess cash for diverse capital allocation opportunities, reduction of debt to our stated 2.5 times net debt to EBITDA target, disciplined growth investments, and return of capital to our stockholders including share repurchases and dividends. We welcome our Dynegy colleagues, and look forward to serving our new customers and communities where we operate."

In accordance with the terms of the merger, Dynegy stockholders are entitled to receive 0.652 shares of Vistra Energy common stock for each share of Dynegy common stock that they owned, resulting in former Vistra Energy stockholders and former Dynegy stockholders owning approximately 79 percent and 21 percent, respectively, of the combined company.

Vistra Energy also announced that three of Dynegy's directors, Hilary E. Ackermann, Paul M. Barbas, and John R. Sult, have been appointed to the Vistra Energy Board of Directors, effective immediately. These appointments bring the total number of directors of the combined company's board to 11.

The Vistra Energy leadership team can be viewed on Vistra Energy's website.

The combined company's headquarters will be in Irving, Texas. In addition, the combined company has offices in Houston; Cincinnati, Ohio; and Collinsville, Illinois.

## **ABOUT VISTRA ENERGY**

Vistra Energy (NYSE: VST) is a premier, integrated power company based in Irving, Texas, combining an innovative, customer-centric approach to retail with a focus on safe, reliable, and efficient power generation. Through subsidiaries that include TXU Energy, Dynegy Energy Services, Homefield Services, and Luminant, Vistra operates in 12 states and six of the seven competitive markets in the U.S., with about 6,000 employees. Vistra's retail brands serve approximately 2.9 million residential, commercial, and industrial customers across five top retail states, and its generation fleet totals approximately 40,000 megawatts of highly efficient generation capacity, with a diverse portfolio of natural gas, nuclear, coal, and solar facilities.

## **Cautionary Note Regarding Forward-Looking Statements**

The information presented herein includes forward-looking statements within the meaning of the Private Securities Litigation Reform Act of 1995. These forward-looking statements, which are based on current expectations, estimates and projections about the industry and markets in which Vistra Energy operates and beliefs of and assumptions made by Vistra Energy's management, involve risks and uncertainties, which are difficult to predict and are not guarantees of future performances, that could significantly affect the financial results of Vistra Energy. All statements, other than statements of historical facts, are forward-looking statements. These statements are often, but not always, made through the use of words or phrases such as "may," "might," "should," "could," "predict," "potential," "believe," "will likely result," "expect," "continue," "will," "shall," "anticipate," "seek," "estimate," "intend," "plan," "project," "forecast," "goal," "target," "would," "guidance," and "outlook," or the negative variations of those words or other comparable words of a future or forward-looking nature. Readers are cautioned not to place undue reliance on forward-looking statements. Although Vistra Energy believes that in making any such forward-looking statement, Vistra Energy's expectations are based on reasonable assumptions, any such forward-looking statement involves uncertainties and risks that could cause results to differ materially from those projected in or implied by any such forward-looking statement, including but not limited to (i) the effect of the merger on Vistra Energy's relationships with Vistra Energy's and Dynegy's respective customers and their operating results and businesses generally (including the diversion of management time on integration-related issues); (ii) the risk that the credit ratings of the combined company or its subsidiaries are different from what Vistra Energy and Dynegy expected; (iii) adverse changes in general

economic or market conditions (including changes in interest rates); (iii) changes in political conditions or federal or state laws and regulations; (iv) the ability of Vistra Energy to execute upon the contemplated strategic and performance initiatives (including the risk that Vistra Energy's and Dynegy's respective businesses will not be integrated successfully or that the cost savings, synergies and growth from the merger will not be fully realized or may take longer than expected to realize); (v) the outcome of lawsuits that have been filed, or other lawsuits that may be filed, against Vistra Energy or Dynegy relating to the merger; and (vi) those additional risks and factors discussed in reports filed with the Securities and Exchange Commission ("SEC") by Vistra Energy and Dynegy from time to time, including (a) the uncertainties and risks discussed in the sections entitled "Update to Risk Factors," "Risk Factors," and "Cautionary Statement Regarding Forward-Looking Statements" in Vistra Energy's prospectus filed with the SEC pursuant to Rule 424(b) of the Securities Act on March 21, 2018 (as amended and supplemented), and (b) the uncertainties and risks discussed in the sections entitled "Risk Factors" and "Forward-Looking Statements" in Vistra Energy's and Dynegy's respective annual reports on Form 10-K for the fiscal year ended Dec. 31, 2017.

Any forward-looking statement speaks only at the date on which it is made, and except as may be required by law, Vistra Energy will not undertake any obligation to update any forward-looking statement to reflect events or circumstances after the date on which it is made or to reflect the occurrence of unanticipated events. New factors emerge from time to time, and it is not possible to predict all of them; nor can Vistra Energy assess the impact of each such factor or the extent to which any factor, or combination of factors, may cause results to differ materially from those contained in any forward-looking statement.

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