CMS ENERGY CORP

Form 4

August 24, 2005

FORM 4

UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

SECURITIES

OMB

OMB APPROVAL

3235-0287 Number:

January 31, Expires: 2005 Estimated average

burden hours per

5. Relationship of Reporting Person(s) to

response... 0.5

if no longer subject to Section 16. Form 4 or Form 5

Check this box

obligations may continue. See Instruction

Name and Address of Reporting Person *

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

2. Issuer Name and Ticker or Trading

1(b).

(Print or Type Responses)

| SMITH S K | INNIE JR | Symbol CMS E | NERGY CORP [CMS] | Issuer | | | | | | | |
|---|---|---|--|--|---|--|--|--|--|--|--|
| (Last) | (First) (M | | of Earliest Transaction | (Check all appli | (Check all applicable) | | | | | | |
| ` , | .GY PLAZA | , | Day/Year) | below) below | Officer (give title Other (specify | | | | | | |
| | (Street) | | endment, Date Original onth/Day/Year) | Applicable Line) _X_ Form filed by One Reporti | _X_ Form filed by One Reporting Person | | | | | | |
| JACKSON, | MI 49201 | | | Form filed by More than O Person | Form filed by More than One Reporting Person | | | | | | |
| (City) | (State) | (Zip) Tab | le I - Non-Derivative Securiti | s Acquired, Disposed of, or Bene | ficially Owned | | | | | | |
| 1.Title of Security (Instr. 3) | 2. Transaction Date (Month/Day/Year) | e 2A. Deemed Execution Date, if any (Month/Day/Year) | Code Disposed of (D) (Instr. 8) (Instr. 3, 4 and 5 (A) or | 5. Amount of Securities Form: Dir Beneficially (D) or Owned Indirect (I Following Reported Transaction(s) (Instr. 3 and 4) | rect Indirect Beneficial | | | | | | |
| Common Stock | | | | 273 I | 401(K) | | | | | | |
| Common Stock | 08/22/2005 | 08/22/2005 | F 6,128 D | S 16 228,263 D (1) | | | | | | | |
| Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly. | | | | | | | | | | | |

Persons who respond to the collection of

information contained in this form are not

required to respond unless the form displays a currently valid OMB control

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SEC 1474

(9-02)

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Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

| 1. Title of | 2. | 3. Transaction Date | 3A. Deemed | 4. | 5. | 6. Date Exerc | cisable and | 7. Title | e and | 8. Price of | 9. Nu |
|-------------|-------------|---------------------|--------------------|------------|------------|---------------|-------------|--------------|----------|-------------|--------|
| Derivative | Conversion | (Month/Day/Year) | Execution Date, if | Transacti | orNumber | Expiration D | ate | Amou | nt of | Derivative | Deriv |
| Security | or Exercise | | any | Code | of | (Month/Day/ | Year) | Underl | lying | Security | Secui |
| (Instr. 3) | Price of | | (Month/Day/Year) | (Instr. 8) | Derivative | e | | Securit | ties | (Instr. 5) | Bene |
| | Derivative | | | | Securities | | | (Instr. | 3 and 4) | | Own |
| | Security | | | | Acquired | | | | | | Follo |
| | · | | | | (A) or | | | | | | Repo |
| | | | | | Disposed | | | | | | Trans |
| | | | | | of (D) | | | | | | (Instr |
| | | | | | (Instr. 3, | | | | | | |
| | | | | | 4, and 5) | | | | | | |
| | | | | | | | | | A | | |
| | | | | | | | | | Amount | | |
| | | | | | | Date | Expiration | | or | | |
| | | | | | | Exercisable | Date | Title Number | | | |
| | | | | C 1 W | (A) (D) | | | | of | | |
| | | | | Code V | (A) (D) | | | | Shares | | |

Reporting Owners

Relationships Reporting Owner Name / Address

> Officer Other Director 10% Owner

SMITH S KINNIE JR ONE ENERGY PLAZA JACKSON, MI 49201

Vice Chair-Gen Counsel

Signatures

Michael D VanHemert, Attny-in-Fact

08/24/2005

**Signature of Reporting Person

Date

Explanation of Responses:

- If the form is filed by more than one reporting person, see Instruction 4(b)(v).
- Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- Total includes 151,250 shares of Restricted Stock, of which 90,000 shares are nominal. (The nominal shares received will be determined by the passage of time and achievement of performance objectives under the CMS Performance Incentive Stock Plan.)

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.

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