### Edgar Filing: DUKE ENERGY CORP - Form 3/A

**DUKE ENERGY CORP** 

Form 3/A March 14, 2005

# FORM 3

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

**OMB APPROVAL** 

**OMB** Number:

3235-0104

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January 31, 2005

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**SECURITIES** 

INITIAL STATEMENT OF BENEFICIAL OWNERSHIP OF

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

(Print or Type Responses)

1. Name and Address of Reporting Person

(First)

526 SOUTH CHURCH STREET

(Street)

2. Date of Event Requiring Statement

3. Issuer Name and Ticker or Trading Symbol DUKE ENERGY CORP [DUK]

Trent Keith

(Last)

(Middle)

(Month/Day/Year) 03/01/2005

4. Relationship of Reporting

5. If Amendment, Date Original

Person(s) to Issuer

Filed(Month/Day/Year) 03/09/2005

(Check all applicable)

6. Individual or Joint/Group

10% Owner Other

Filing(Check Applicable Line) \_X\_ Form filed by One Reporting

Form filed by More than One

Reporting Person

CHARLOTTE, NCÂ 282021802

(State)

(give title below) (specify below) Acting GVP Gen Consl & Secy

Director

\_X\_\_ Officer

1. Title of Security

(City)

(Instr. 4)

2. Amount of Securities

Beneficially Owned (Instr. 4)

Ownership

(I) (Instr. 5) 4. Nature of Indirect Beneficial Ownership

Form: Direct (D) or Indirect

Table I - Non-Derivative Securities Beneficially Owned

(Instr. 5)

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

(Zip)

SEC 1473 (7-02)

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 number.

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

1. Title of Derivative Security (Instr. 4)

2. Date Exercisable and **Expiration Date** (Month/Day/Year)

3. Title and Amount of Securities Underlying Derivative Security

(Instr. 4)

4. Conversion or Exercise

Price of

Security

Derivative

5. Ownership Form of Derivative Security:

6. Nature of Indirect Beneficial Ownership (Instr. 5)

Date

Expiration Date

Amount or Title Number of

Direct (D) or Indirect (I) (Instr. 5)

Exercisable

Shares

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LTIP Phantom Stock Grant  $\hat{A}$   $\stackrel{(1)}{=}$   $\hat{A}$   $\stackrel{(2)}{=}$   $\hat{A}$  Common Stock 8,710  $\stackrel{(3)}{=}$  \$\frac{(4)}{2}\$ D \$\hat{A}\$

### **Reporting Owners**

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

Trent Keith
526 SOUTH CHURCH STREET Â
CHARLOTTE, NCÂ 282021802

Â Acting GVP Gen Consl & Secy

# **Signatures**

By: Judy Z. Mayo, as Attorney-in-Fact for 03/14/2005

\*\*Signature of Reporting Person Date

### **Explanation of Responses:**

- \* If the form is filed by more than one reporting person, see Instruction 5(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).
  - One fifth will vest on each of the first five anniversaries of the grant date provided the recipient continues to be employed by the registrant or employment terminates on account of retirement. Proration and immediate vesting apply if the recipient's employment
- (1) terminates as a result of death, disability, or by the registrant without cause or as a result of a divestiture. Vesting upon separation from service will occur if the executive's employment is terminated by Duke Energy without cause within two years following a "change in control" (as defined in the Duke Energy 1998 Long-Term Incentive Plan).
- (2) Expiration date not applicable
- (3) The reporting person is amending the Form 3 originally filed to report this grant, for the purpose of reflecting the correct number of units granted.
- (4) Converts to Common Stock on a 1-for-1 basis.

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.

Reporting Owners 2