Trent Keith Form 3 March 09, 2005

#### FORM 3

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

OMB APPROVAL

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INITIAL STATEMENT OF BENEFICIAL OWNERSHIP OF SECURITIES

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 A Trent Ke		oorting Person	2. Date of Event Requiring Statement (Month/Day/Year)	3. Issuer Name <b>and</b> Ticker or Trading Symbol DUKE ENERGY CORP [DUK]				
(Last)	(First)	(Middle)	03/01/2005	4. Relations Person(s) to	ship of Reporting Issuer	_	5. If Amendment, Date Origina Filed(Month/Day/Year)	
526 SOUTH CHURCH STREET (Street) CHARLOTTE, NC 282021802				DirectX Office (give title bel		6 Owner er elow)	6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting Person	
(City)	(State)	(Zip)	Table I	- Non-Deriva	ative Securi	ties Ber	neficially Owned	
1.Title of Secu (Instr. 4)	rity			nt of Securities Ily Owned	3. Ownership Form: Direct (D) or Indirect (I) (Instr. 5)	4. Natu Owners (Instr. 5		
Common St	ock		2,787		I		ustee under Retirement gs Plan	
Common St	ock		804		I	By Tr Plan I	rustee, Executive Savings I	
Reminder: Repowned directly	or indirectly.		h class of securities bene		SEC 1473 (7-02	2)		
	inform	nation contai	ond to the collection ned in this form are r d unless the form dis	not				

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

currently valid OMB control number.

1. Title of Derivative Security	2. Date Exercisable and	3. Title and Amount of	4.	5.	6. Nature of Indirect
(Instr. 4)	Expiration Date	Securities Underlying	Conversion	Ownership	Beneficial Ownership
	(Month/Day/Year)	Derivative Security	or Exercise	Form of	(Instr. 5)

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			(Instr. 4)		Price of	Derivative	
	Date Exercisable	Expiration Date	Title	Amount or Number of Shares	Derivative Security	Security: Direct (D) or Indirect (I) (Instr. 5)	
LTIP Phantom Stock 2004 Grant	(1)	(2)	Common Stock	3,216	\$ (3)	D	Â
LTIP Phantom Stock Grant Feb 2005	(4)	(2)	Common Stock	4,380	\$ (3)	D	Â
Phantom Stock	(5)	(2)	Common Stock	1,552	\$ <u>(5)</u>	D	Â
Phantom Stock II	(6)	(2)	Common Stock	40	\$ <u>(6)</u>	D	Â
Stock Option (Right to Buy)	(7)	07/01/2012	Common Stock	12,700	\$ 31.1	D	Â
Stock Option (Right to Buy)	(8)	02/25/2013	Common Stock	13,200	\$ 13.77	D	Â

### **Reporting Owners**

Reporting Owner Name / Address	Relationships					
1	Director	10% Owner	Officer	Other		
Trent Keith 526 SOUTH CHURCH STREET CHARLOTTE, NC 282021802	Â	Â	Acting GVP Gen Consl & Secy	Â		

## **Signatures**

By: Judy Z. Mayo, as Attorney-in-Fact for 03/09/2005

\*\*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).
- (1) Vesting of one-fifth of phantom stock occurred on 2/24/2005. The remaining shares scheduled to vest in 4 equal annual installments beginning 2/24/2006.
- (2) Expiration date not applicable
- (3) Converts to Common Stock on a 1-for-1 basis.

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

- (4) 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).
- (5) Paid in cash upon termination of employment or occurrence of other events as specified in the Executive Savings Plan I.

**(6)** 

Reporting Owners 2

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Pad in cash upon the termination of employment or occurrence of other events as specified in the Executive Savings Plan II, subject to holding periods required by law.

- (7) Two remaining installments of one-fourth each of such options vest July 1, 2005 and 2006; balance fully vested.
- (8) Two remaining installments of one-fourth each of such options vest February 25, 2006 and 2007; balance fully vested.

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.