

Edgar Filing: DUKE ENERGY CORP - Form 35-CERT

DUKE ENERGY CORP
Form 35-CERT
August 27, 2004

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SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

QUARTERLY FILING CERTIFICATE

PURSUANT TO ORDER GRANTING EXEMPTIONS
UNDER SECTION 3(b) TO
FOREIGN PUBLIC UTILITY COMPANIES
Release No 35-27497; File No. 70-10013

DUKE ENERGY CORPORATION

526 S. Church Street
Charlotte, North Carolina 28202
(Name of the company filing this certificate and
address of its principal executive office)

Myron L. Caldwell
Vice President and
Treasurer
Duke Energy Corporation
526 S. Church Street
Charlotte, North Carolina 28202
(Name and address of agent for service)

Please also submit copies of all correspondence to:

Robert T. Lucas III
Duke Energy Corporation
422 South Church Street
Charlotte, North Carolina 28201-1244

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By order issued March 8, 2002, the Commission granted the application of Duke Energy Corporation ("Duke Energy") under section 3(b) of the Public Utility Holding Company Act of 1935, as amended. The Commission's order required Duke Energy to file, on a quarterly basis, a certificate containing certain information regarding the capitalization and senior debt ratings of Duke Energy. Pursuant to that requirement, Duke Energy hereby submits its certificate.

CERTIFICATE

The undersigned officer of Duke Energy Corporation hereby certifies as follows:

1. The following table shows Duke Energy's total capitalization as of June 30, 2004

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Capitalization (in millions of dollars)

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| | June 30, 2004 |
|--|---------------|
| Notes Payable and Commercial Paper | \$ 437 |
| Long-Term Debt (including current portion) | 20,716 |
| Preferred and Preference Stock | 134 |
| Minority Interests | 1,674 |
| Total Common Stock Equity | 14,555 |
| <hr/> | |
| Total Capitalization | \$37,516 |

2. As of August 1, 2004, Duke Energy's senior unsecured debt ratings were Baa1 from Moody's Investors Service, Inc., and BBB from Standard & Poor's Rating Service, a division of The McGraw-Hill Companies, Inc.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand this 27th day of August, 2004.

/s/ Myron L. Caldwell

Myron L. Caldwell
Vice President and Treasurer

Respectfully submitted,
DUKE ENERGY CORPORATION

By: /s/ Robert T. Lucas III

Robert T. Lucas III
Assistant Secretary

Dated: August 27, 2004