

DUKE ENERGY CORP
Form 8-K
August 26, 2004

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, DC 20549

FORM 8-K

CURRENT REPORT
PURSUANT TO SECTION 13 OR 15(d) OF THE
SECURITIES EXCHANGE ACT OF 1934

Date of report: August 24, 2004

(Date of earliest event reported):

DUKE ENERGY CORPORATION

(Exact name of registrant as specified in charter)

NORTH CAROLINA
(State or other jurisdiction

of incorporation)

1-4928
(Commission File No.)

526 South Church Street
Charlotte, North Carolina

52-0205520
(IRS Employer

Identification No.)

28202-1904

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(Address of principal executive offices)

(Zip Code)

Registrant's telephone number, including area code: 704-594-6200

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions (see General Instruction A.2. below):

- .. Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
 - .. Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
 - .. Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
 - .. Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))
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Item 5.02 Departure of Directors or Principal Officers; Election of Directors; Appointment of Principal Officers.

On August 25, 2004, the registrant issued a press release announcing that Roger Agnelli has been elected by the registrant's Board of Directors to serve as a director of the registrant until the registrant's 2005 annual meeting of shareholders. His election occurred on August 24, 2004 and is subject to approval of the Federal Energy Regulatory Commission. Mr. Agnelli will be appointed to serve on one or more of the committees of the board, to be determined at the time regulatory approval is obtained.

The press release issued on August 25, 2004 by the registrant is attached hereto as Exhibit 99.1 and incorporated herein by reference.

Item 9.01 Financial Statements and Exhibits.

(c) Exhibit

99.1 Press release issued on August 25, 2004 by the registrant.

SIGNATURE

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

DUKE ENERGY CORPORATION

By: /s/ Martha B. Wyrsh

Martha B. Wyrsh
Group Vice President, General Counsel and
Secretary

Date: August 26, 2004

EXHIBIT INDEX

| <u>Exhibit Number</u> | <u>Exhibit</u> |
|---------------------------|--|
| 99.1 | Press release issued on August 25, 2004 by the registrant. |