

DUKE ENERGY CORP  
Form 35-CERT  
November 19, 2003

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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**

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## **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)

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**David L. Hauser**

**Senior Vice President and**

**Treasurer**

**Duke Energy Corporation**

**526 S. Church Street**

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**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 September 30, 2003

**Capitalization (in millions of dollars)**

	<b>September 30, 2003</b>
Notes Payable and Commercial Paper	\$ 494
Long-Term Debt (including current portion) <sup>a</sup>	23,470
Guaranteed Preferred Beneficial Interests in Subordinated Notes of Duke Energy or Subsidiaries <sup>a</sup>	
Preferred and Preference Stock (including current portion) <sup>a</sup>	134
Minority Interests <sup>a</sup>	1,716
Total Common Stock Equity	15,932
<b>Total Capitalization</b>	<b>\$ 41,746</b>

<sup>a</sup> Upon the implementation of Statement of Financial Accounting Standards No. 150 Accounting for Certain Financial Instruments with Characteristics of Both Liabilities and Equity, effective July 1, 2003, \$1,200 million of trust preferred securities which had been previously classified as Guaranteed Preferred Beneficial Interests in Subordinated Notes of Duke Energy or Subsidiaries were reclassified to Long-Term Debt. Additionally, \$23 million of preferred stock with sinking fund requirements, which had been previously classified as Preferred and Preference Stock with Sinking Fund Requirements, and approximately \$23 million of a Duke Energy subsidiary's preferred and preference stock, which had been previously classified as Minority Interests, were reclassified to Long-Term Debt.

2. As of September 30, 2003, Duke Energy's senior unsecured debt ratings were Baa1 from Moody's Investors Service, Inc., BBB+ from Standard & Poor's Rating Service, a division of The McGraw-Hill Companies, Inc. and BBB+ from Fitch Ratings.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand this 19th day of November, 2003.

/s/ Myron L. Caldwell

Myron L. Caldwell  
Vice President, Corporate Finance

Respectfully submitted,  
DUKE ENERGY CORPORATION

/s/ Robert T. Lucas III

By:

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Robert T. Lucas III  
Assistant Secretary

Dated: November 19, 2003