

CONSUMERS ENERGY CO
Form 8-K
May 17, 2013

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

FORM 8-K

CURRENT REPORT

PURSUANT TO SECTION 13 OR 15(d) OF

THE SECURITIES EXCHANGE ACT OF 1934

Date of Report (Date of earliest event reported) May 15, 2013

Commission	Registrant; State of Incorporation;	IRS Employer
File Number 1-9513	Address; and Telephone Number CMS ENERGY CORPORATION (A Michigan Corporation) One Energy Plaza Jackson, Michigan 49201 (517) 788-0550	Identification No. 38-2726431
1-5611	CONSUMERS ENERGY COMPANY (A Michigan Corporation) One Energy Plaza	38-0442310

Edgar Filing: CONSUMERS ENERGY CO - Form 8-K

Jackson, Michigan 49201

(517) 788-0550

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:

- .. 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))

Item 7.01. Regulation FD Disclosure.

On May 17, 2013, CMS Energy Corporation and Consumers Energy Company are holding their annual meetings of shareholders. A copy of the presentation to attendees at the annual meetings is furnished as Exhibit 99.1 to this report.

In accordance with General Instruction B.2 of Form 8-K, the information in this Current Report on Form 8-K, Item 7.01, including Exhibit 99.1, shall not be deemed filed for the purposes of Section 18 of the Securities Exchange Act of 1934, as amended, or otherwise subject to the liabilities of that section, nor shall it be deemed incorporated by reference in any filing under the Securities Act of 1933, as amended, except as shall be expressly set forth in such a filing.

Item 8.01. Other Events.

On May 15, 2013, the Michigan Public Service Commission (MPSC) approved a partial settlement agreement in Consumers Energy Company s electric rate case, increasing Consumers Energy Company s retail electric rates by \$89 million annually. The partial settlement agreement was previously described in the Form 8-K filed on May 7, 2013. The settlement agreement and the May 15, 2013 MPSC order do not cover certain specified issues relating to the Advanced Metering Infrastructure program.

The rates authorized by the May 15, 2013, MPSC order will go into effect for service rendered on and after May 16, 2013.

For more information and to obtain a copy of the order please visit the MPSC s website at:
<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17087>.

Item 9.01. Financial Statements and Exhibits.

(d) Exhibits.

99.1 Presentation dated May 17, 2013

This Form 8-K contains forward-looking statements as defined in Rule 3b-6 of the Securities Exchange Act of 1934, as amended, Rule 175 of the Securities Act of 1933, as amended, and relevant legal decisions. The forward-looking statements are subject to risks and uncertainties. They should be read in conjunction with FORWARD-LOOKING STATEMENTS AND INFORMATION and RISK FACTORS sections of CMS Energy Corporation s Form 10-K and Consumers Energy Company s Form 10-K each for the Year Ended December 31, 2012 and as updated in CMS Energy Corporation s and Consumers Energy Company s Forms 10-Q for the Quarter Ended March 31, 2013. CMS Energy Corporation s and Consumers Energy Company s FORWARD-LOOKING STATEMENTS AND INFORMATION and RISK FACTORS sections are incorporated herein by reference and discuss important factors that could cause CMS Energy Corporation s and Consumers Energy Company s results to differ materially from those anticipated in such statements.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrants have duly caused this report to be signed on their behalf by the undersigned hereunto duly authorized.

CMS ENERGY CORPORATION

Dated: May 17, 2013

By: /s/ Thomas J. Webb
Thomas J. Webb
Executive Vice President and
Chief Financial Officer

CONSUMERS ENERGY COMPANY

Dated: May 17, 2013

By: /s/ Thomas J. Webb
Thomas J. Webb
Executive Vice President and
Chief Financial Officer

Exhibit Index

99.1 Presentation dated May 17, 2013