AES CORP Form 8-K August 11, 2009

## **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): August 7, 2009

# THE AES CORPORATION

(Exact name of Registrant as specified in its charter)

Delaware (State or other jurisdiction 001-12291 Commission File Number 54-1163725 (I.R.S. Employer

of incorporation)

**Identification No.)** 

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#### 4300 Wilson Boulevard, Suite 1100

Arlington, Virginia (Address of principal executive offices) 22203 (Zip code)

#### (703) 522-1315

(Registrant s telephone number, including area code)

Not Applicable

(Former name or former address, if changed since last report)

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))

#### Item 5.03 Amendments to Articles of Incorporation or Bylaws; Change in Fiscal Year.

Effective August 7, 2009, the Board of Directors of the Company amended Section 2.17(B) of the Company s Bylaws with respect to requirements involving stockholder action by written consent. The Amended and Restated By-Laws are attached as Exhibit 3.1 hereto and incorporated by reference herein.

#### Item 9.01 Financial Statements and Exhibits.

#### Exhibit No. Description

3.1 Amended and Restated By-Laws of The AES Corporation

#### SIGNATURES

THE AES CORPORATION (Registrant)

By: /s/ Brian A. Miller

Name: Brian A. Miller Title: Executive Vice President, General Counsel and Corporate Secretary

Date: August 11, 2009