CMS ENERGY CORP Form 8-K October 19, 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) October 19, 2009

Commission File Number	Registrant; State of Incorporation; Address; and Telephone Number	IRS Employer Identification No.
	CMS ENERGY CORPORATION	
1-9513	(A Michigan Corporation)	38-2726431
1 7515	One Energy Plaza	30-2720431
	Jackson, Michigan 49201	
	(517) 788-0550	
	CONSUMERS ENERGY COMPANY	
1-5611	(A Michigan Corporation)	38-0442310
	One Energy Plaza	
	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:

- o Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- o Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- o Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
- o Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

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#### Item 7.01 Regulation FD Disclosure.

CMS Energy Corporation s (CMS Energy) management will be meeting with investors on Monday and Tuesday October 19-20, 2009, at their Corporate Headquarters in Jackson, Michigan. A copy of the CMS Energy handout 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 9.01

#### (d) Exhibits.

99.1 CMS Energy handout dated October 19-20, 2009

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 each found in the MANAGEMENT S DISCUSSION AND ANALYSIS sections of CMS Energy Corporation s ( CMS Energy ) Form 10-K and Consumers Energy Company s ( Consumers ) Form 10-K each for the Yea Ended December 31, 2008 and as updated in CMS Energy s Forms 10-Q and Consumers Forms 10-Q each for the Quarters Ended March 31, 2009 and June 30, 2009. CMS Energy s and Consumers FORWARD-LOOKING STATEMENTS AND INFORMATION and RISK FACTORS sections are incorporated herein by reference and discuss important factors that could cause CMS Energy s and Consumers results to differ materially from those anticipated in such statements.

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## **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: October 19, 2009 By: /s/ Thomas J. Webb

Thomas J. Webb

Executive Vice President and Chief Financial Officer

#### **CONSUMERS ENERGY COMPANY**

Dated: October 19, 2009 By: /s/ Thomas J. Webb

Thomas J. Webb

Executive Vice President and Chief Financial Officer